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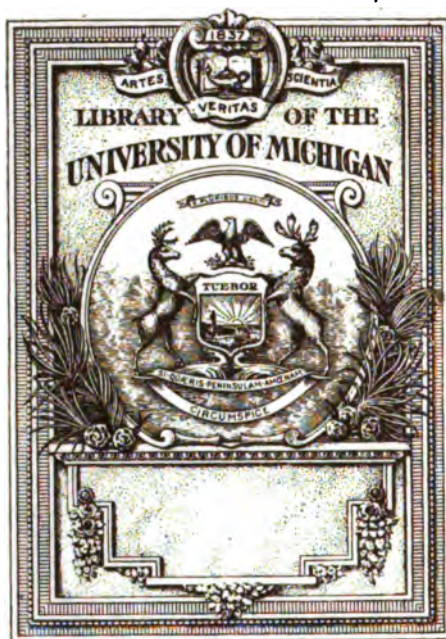
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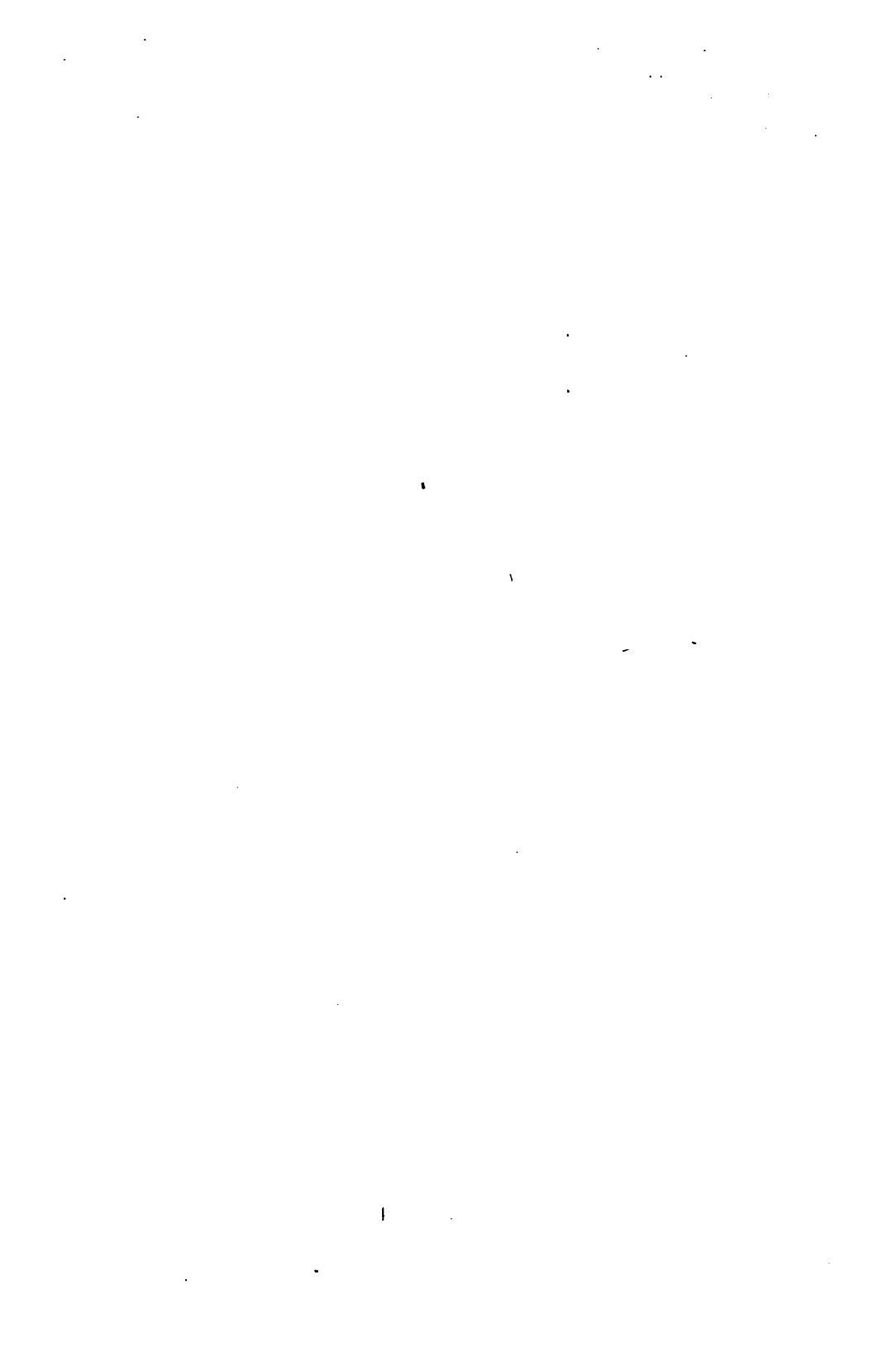
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JOURNAL
OF THE
HOUSE OF REPRESENTATIVES
OF THE
STATE OF MICHIGAN.



1871.

Printed by virtue of an Act of the Legislature, under the direction and supervision of

NELSON B. JONES,

Clerk of the House of Representatives.



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1871.



IN
MEMORY OF
HON. JOHN LANDON,

MEMBER OF THE HOUSE OF REPRESENTATIVES
FROM JACKSON COUNTY,

WHO DIED AT HIS HOME IN PARMA,

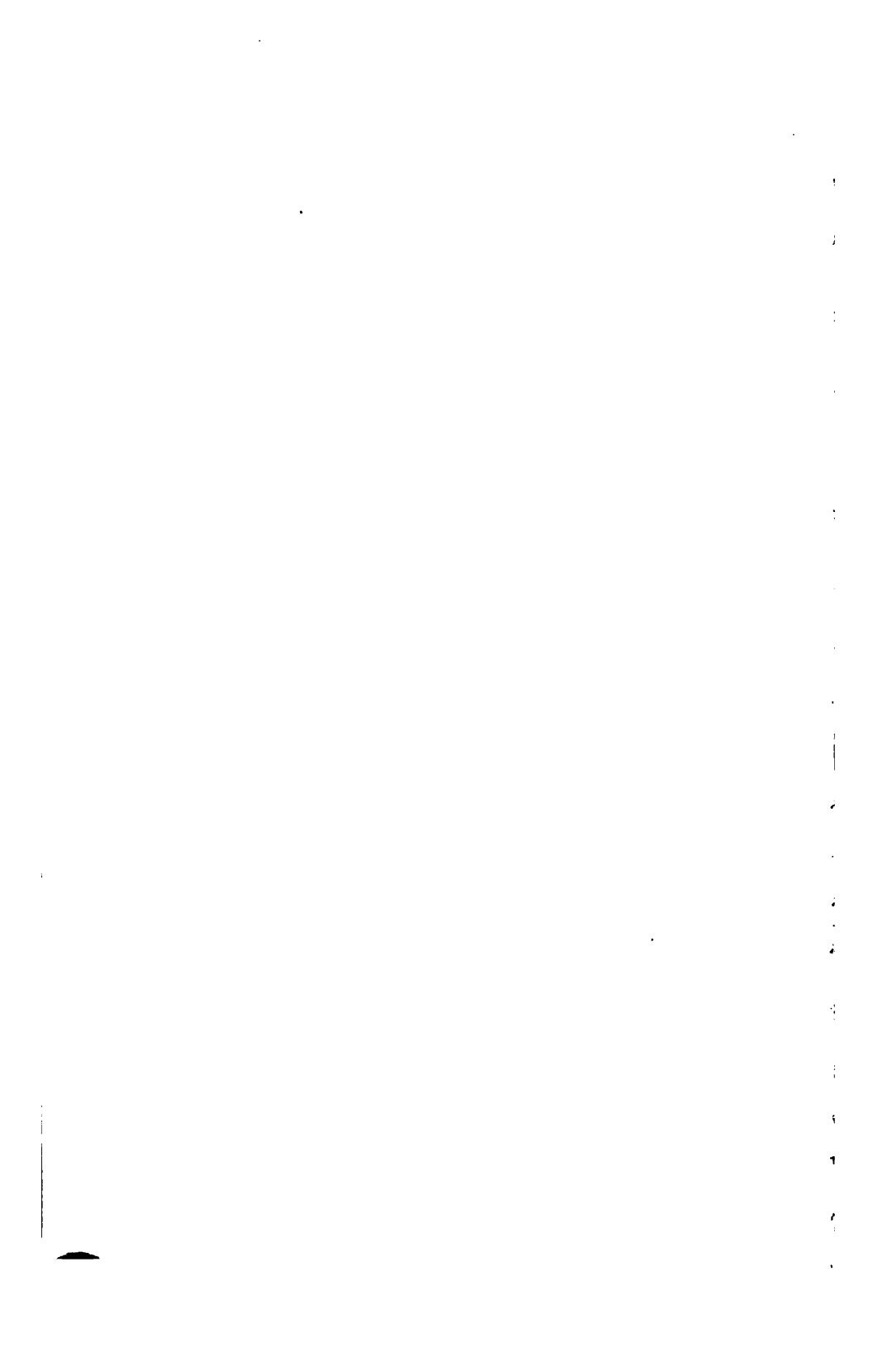
MARCH 18, 1871.

IN
MEMORY OF
HON. JACOB M. HOWARD,

EX-UNITED STATES SENATOR FROM MICHIGAN,

WHO DIED AT HIS HOME IN DETROIT,

SUNDAY MORNING, APRIL 2, 1871.



HOUSE JOURNAL.

Lansing, Wednesday, January 4, 1871.

Pursuant to the requirements of the Constitution, the members elect to the House of Representatives of the Legislature of the State of Michigan, for the year 1871, assembled in the Representative Hall of the Capitol, at Lansing, on Wednesday, the fourth day of January, at 11 o'clock, and were called to order by Nelson B. Jones, Clerk of the last House.

Prayer was offered by Rev. Dr. McCarty, of Adrian.

Upon examining the credentials of members, it was ascertained that the several counties were fully represented except the Third District of Kent county.

On motion of Mr. Brockway,

Hon. Ezra Hazen, of St. Clair county, was chosen Speaker *pro tem.*

On motion of Mr. R. J. Grant,

The Speaker *pro tem.* was authorized to appoint a Sergeant-at-Arms *pro tem.*

The Speaker *pro tem.* appointed Henry Underwood, of Lenawee county, as Sergeant-at-Arms *pro tem.*

Mr. Cameron moved that a committee of two be appointed to wait on Lieutenant Governor Bates, and invite him to administer the oath of office to the several members elect;

Which motion prevailed.

The Speaker *pro tem.* appointed Mr. Cameron, of Kalamazoo, and Mr. N. L. Miller, of Macomb, as such committee.

After a short absence the committee reported Lieutenant Governor Bates in attendance.

The roll of the members was then called by counties and districts, when the following members answered to their names, and, having taken and subscribed to the oath of office, were admitted to seats as Representatives in the Legislature of the State of Michigan :

Allegan County—1st District, Richard Ferris; 2d District, Charles W. Watkins.

Barry County—1st District, Robert J. Grant; 2d District, Henry P. Cherry.

Bay County—William R. Bates.

Berrien County—1st District, Almond B. Riford; 2d District, William Chamberlain; 3d District, William J. Edwards.

Branch County—1st District, James A. Williams; 2d District, Harvey Haynes; 3d District, George F. Gillam.

Calhoun County—1st District, William H. Brockway; 2d District, Preston Mitchell; 3d District, George I. Brown.

Cass County—1st District, Alexander B. Copley; 2d District, John F. Coulter.

Clinton County—1st District, Philo Doty; 2d District, Rowland S. Van Scoy.

Eaton County—1st District, Martin V. Montgomery; 2d District, Rossel B. Hughes.

Genesee County—1st District, James B. Moshier; 2d District, Oscar Adams; 3d District, John I. Phillips.

Grand Traverse County, etc.—William H. C. Mitchell.

Gratiot County—Horace T. Barnaby.

Hillsdale County—1st District, Henry Huff; 2d District, Jason B. Norris; 3d District, John M. Osborn.

Houghton County—Charles E. Holland.

Huron County—James E. Haywood.

Ingham County—1st District, Alvin N. Hart; 2d District, Marcus M. Atwood.

Ionia County—1st District, Albert K. Roof; 2d District, Shiverick Kellogg.

Jackson County—1st District, Joshua Clement; 2d District, Frank L. Smith; 3d District, John Landon.

Kalamazoo County—1st District, Eli R. Miller; 2d District, Alexander Cameron; 3d District, John Walker.

Kent County—1st District, Julius Houseman; 2d District, Samuel M. Garfield; 3d District, ———; 4th District, Nicholas R. Hill.

Keweenaw County—Samuel W. Hill.

Lapeer County—1st District, Jacob C. Lamb; 2d District, Horace D. Rood.

Lenawee County—1st District, Orson Green; 2d District, John J. Adam; 3d District, Jacob Walton; 4th District, Cornelius Knapp; 5th District, Archer H. Crane.

Livingston County—1st District, George W. Crofoot; 2d District, Giles Ross.

Mackinac County, etc.—Charles B. Fenton.

Macomb County—1st District, Norton L. Miller; 2d District, Hiram D. Runyan; 3d District, Deliverance S. Priest.

Marquette County, etc.—Alfred P. Swineford.

Midland County, etc.—John Haynes.

Monroe County—1st District, Ira R. Grosvenor; 2d District, Patrick Gorman; 3d District, John J. Sumner.

Montcalm County—Richard C. Miller.

Muskegon County—Henry H. Holt.

Newaygo County, etc.—Edgar L. Gray.

Oakland County—1st District, Almon B. Frost; 2d District, Alanson J. Webster; 3d District, John L. Andrews; 4th District, Darwin O. White.

Ontonagon County—William Harris.

Ottawa County—1st District, John Roost; 2d District, Allen C. Adsit.

Saginaw County—1st District, Charles D. Little; 2d District, Bernard Haack.

Sanilac County—Simeon M. Thayer.

Shiawassee County—1st District, William D. Garrison; 2d District, Charles Y. Osburn.

St. Clair County—1st District, Joseph T. S. Minne; 2d District, Samuel L. Boyce; 3d District, Ezra Hazen.

St. Joseph County—1st District, Andrew Climie; 2d District, Charles R. Millington; 3d District, Bracey Tobey.

Tuscola County—Benjamin W. Huston, Jr.

Van Buren County—1st District, Jonathan J. Woodman; 2d District, William H. Hurlbut.

Washtenaw County—1st District, Samuel Post; 2d District, Claudius B. Grant; 3d District, Aaron Childs; 4th District, James M. Congdon.

Wayne County—1st District, Lyman Cochrane, William C. Hoyt, John Greusel, John Gibson, James McGonegal; 2d District, Lawrence Dalton; 3d District, Benjamin Pierson; 4th District, Orlando R. Pattengell; 5th District, Perry D. Pearl.

On motion of Mr. Brockway,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker *pro tem*.

Roll called: quorum present.

Mr. H. Haynes offered the following:

Resolved, That the rules of the last House of Representatives be adopted as the rules of this House until further ordered;

Which was adopted.

On motion of Mr. Brockway,

The House proceeded to the election of Speaker, with the following result:

FOR JONATHAN J. WOODMAN.

Mr. Adams,	Mr. Greusel,	Mr. Millington,
Andrews,	Grosvenor,	P. Mitchell,
Barnaby	Haack,	Norris,
Bates,	Harris,	C. Y. Osburn,
Brockway,	H. Haynes,	J. M. Osborn,

Mr. Brown,	Mr. J. Haynes,	Mr. Pattengell,
Cameron,	Hazen,	Phillips,
Chamberlain,	S. W. Hill,	Post,
Cherry,	Holland,	Priest,
Climie,	Holt,	Riford.
Copley,	Hoyt,	Roost,
Coulter,	Huff,	Smith,
Crane,	Hughes,	Sumner,
Doty,	Huston,	Thayer,
Ferris,	Knapp,	Tobey,
Garfield,	Lamb,	Van Scoy,
Gibson,	Landon,	Walker,
Gillam,	McGonegal,	Walton,
O. B. Grant,	E. R. Miller,	Watkins,
R. J. Grant,	N. L. Miller,	Williams,
Green,		

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FOR CHARLES B. FENTON.

Mr. Adam,	Mr. Frost,	Mr. Pearl,
Adsit,	Gorman,	Pierson,
Atwood,	Hart,	Rood,
Boyce,	Haywood,	Roof,
Childs,	N. B. Hill,	Ross,
Clement,	Houseman,	Runyan,
Cochrane,	Little,	Swineford,
Congdon,	Minnie,	Webster,
Dalton,	Moshier,	White,
Edwards,		

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FOR ALVIN N. HART.

Mr. Fenton,

1

FOR BENJAMIN W. HUSTON, JR.

Mr. Woodman,

1

The Speaker *pro tem.* announced that Hon. J. J. Woodman, of Van Buren county, having received a majority of all the votes cast, was duly elected to the office of Speaker of the House.

Mr. Brockway moved that a committee of two be appointed to wait on the Speaker elect and conduct him to the chair ;

Which motion prevailed.

The Speaker *pro tem.* appointed Messrs. Brockway and Boyce as such committee.

The committee performed the duty assigned them, and the Speaker elect, on assuming the chair, addressed the House as follows:

GENTLEMEN OF THE HOUSE—It is with feelings of gratitude that I now express to you my sincere thanks for this expression of your confidence in again electing me as presiding officer of this House. As the act has been wholly voluntary on your part, and I stand before you as your Speaker elect, under no pledges or promises to any persons or interests, save the pledges which I have made with my own conscience, to seek only to promote the best interests of the House and of our great Commonwealth, I the more appreciate the motive which has influenced your action; and I now pledge to you that it shall be my highest ambition to so discharge the duties of the office as to meet your approbation. In executing your orders, and enforcing the rules of the House, I shall endeavor to act promptly and decidedly, yet mildly and impartially.

Gentlemen, in accepting from our constituents the position we occupy as members of this House, we have become emphatically their servants, and assumed grave responsibilities. They have committed to our care the most sacred trust possible for the sovereign people to place in the hands of individual members of community, that of making laws to protect them in their right to the enjoyment of "life, liberty, and the pursuit of happiness." Our time, our talents, and our energies should, for the time being, be consecrated to their service. Self-interest should be sacrificed for the public good, and the politician lost in the legislator.

Again, gentlemen, thanking you for the honor you have conferred upon me, and assuring you that no effort shall be wanting on my part to lighten the burden of your duties, by endeavoring to promote harmony of action, unity of feeling, and dispatch of business; and hoping to receive your constant aid and forbearance in the discharge of my duties, I will assume at once the duties of the chair.

On motion of Mr. H. Haynes,

The House proceeded to the election of Chief Clerk, with the following result :

FOR NELSON B. JONES.

Mr. Adam,	Mr. Green,	Mr. Millington,
Adams	Greusel,	P. Mitchell,
Andrews,	Grosvenor,	W.H.C. Mitchell,
Atwood,	Haack,	Norris,
Barnaby,	Harris,	C. Y. Osburn,
Bates,	Hart,	J. M. Osborn,
Brockway,	H. Haynes,	Pattengell,
Brown,	J. Haynes,	Phillips,
Cameron,	Hazen,	Post,
Chamberlain,	S. W. Hill,	Priest,
Cherry,	Holland,	Riford,
Climie,	Holt,	Roost,
Copley,	Hoyt,	Smith,
Coulter,	Huff,	Sumner,
Crane,	Hughes,	Thayer,
Doty,	Hurlbut,	Tobey,
Ferris,	Huston,	Van Scoy,
Garfield,	Hellogg,	Walker,
Garrison,	Knapp,	Walton,
Gibson,	Landon,	Watkins,
Gillam,	McGonegal,	White,
C. B. Grant,	E. R. Miller,	Williams,
R. J. Grant,	N. L. Miller,	Speaker.
Gray,	R. C. Miller,	

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FOR JOHN WARD HILL.

Mr. Adsit,	Mr. Gorman,	Mr. Pearl,
Boyce,	Haywood,	Pierson,
Childs,	N. R. Hill,	Rood,
Clement,	Houseman,	Roof,
Cochrane,	Little,	Ross,
Dalton,	Minne,	Runyan,
Edwards,	Montgomery,	Swineford,
Fenton,	Moshier,	Webster,
Frost,		

25

The Speaker announced that Nelson B. Jones, of Ingham county, having received a majority of all the votes cast, was duly elected to the office of Chief Clerk.

The Sergeant-at-Arms *pro tem.* announced a committee from the Senate.

The committee informed the House that the Senate had perfected its organization, and was ready to proceed to business.

On motion of Mr. J. M. Osborn,

The House proceeded to the election of Sergeant-at-Arms, with the following result:

FOR HENRY UNDERWOOD.

Mr. Adam,	Mr. Gorman,	Mr. R. C. Miller,
Adams,	Gray,	Millington,
Andrews.	Green,	P. Mitchell,
Barnaby,	Greusel,	W.H.C. Mitchell,
Bates,	Grosvenor.	Norris,
Brockway.	Haack,	C. Y. Osburn,
Brown,	Harris,	J. M. Osborn,
Cameron,	H. Haynes,	Pattengell,
Chamberlain,	J. Haynes,	Phillips,
Cherry,	Hazen,	Post,
Childs,	S. W. Hill,	Priest,
Climie,	Holland,	Riford,
Congdon,	Holt,	Roost,
Copley,	Hoyt,	Smith,
Coulter,	Huff,	Sumner,
Crane,	Hughes,	Thayer,
Crofoot,	Hurlbut,	Tobey,
Doty,	Huston,	Van Scoy,
Ferris,	Kellogg,	Walker,
Garfield,	Knapp,	Walton,
Garrison,	Lamb,	Watkins.
Gibson,	Landon,	White,
Gillam,	McGonegal,	Williams,
C. B. Grant,	E. R. Miller,	Speaker,
R. J. Grant,	N. L. Miller,	

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FOR M. A. HOWELL.

Mr. Adsit,	Mr. Frost,	Mr. Moshier,
Atwood,	Hart,	Pearl,
Boyce,	Haywood,	Pierson,
Clement,	N. R. Hill,	Rood,
Cochrane,	Houseman,	Roof,
Dalton,	Minne,	Ross,
Edwards,	Montgomery,	Swineford,
Fenton,		

22

The Speaker announced that Henry Underwood, of Lenawee county, having received a majority of all the votes cast, was duly elected to the office of Sergeant-at-Arms.

On motion of Mr. Landon,

The House proceeded to the election of an Engrossing and Enrolling Clerk, with the following result:

FOR HENRY N. LAWRENCE.

Mr. Adam,	Mr. Green,	Mr. Millington,
Adams,	Greusel,	P. Mitchell,
Andrews,	Grosvenor,	W.H.C. Mitchell,
Barnaby,	Haack,	Norris,
Bates,	Harris,	C. Y. Osburn,
Brockway,	H. Haynes,	J. M. Osborn,
Brown,	J. Haynes,	Pattengell,
Cameron,	Hazen,	Phillips,
Chamberlain.	S. W. Hill,	Post,
Cherry,	Holland.	Priest,
Climie,	Holt,	Riford,
Copley,	Hoyt,	Roost,
Coulter,	Hughes,	Ross,
Crane,	Hurlbut,	Smith,
Crofoot,	Huston,	Sumner,
Doty,	Kellogg.	Thayer,
Ferris,	Knapp,	Tobey,
Garfield.	Lamb,	Van Scoy.
Garrison,	Landon,	Walker,
Gibson,	McGonegal,	Walton,
Gillam,	E. R. Miller,	Watkins,
C. B. Grant,	N. L. Miller,	Williams,
R. J. Grant.	R. C. Miller,	Speaker,
Gray,		70

FOR HENRY STARKEY.

Mr. Adsit,	Mr. Frost,	Mr. Moshier,
Atwood,	Gorman,	Pearl,
Boyce,	Hart,	Pierson,
Childs,	Haywood,	Rood,
Clement,	N. R. Hill,	Roof,
Cochrane,	Houseman,	Runyan,
Congdon,	Little,	Swineford,
Dalton,	Minne,	Webster,
Edwards,	Montgomery,	White,
Fenton,		28

The Speaker announced that Henry N. Lawrence, of Branch county, having received a majority of all the votes cast, was duly elected to the office of Engrossing and Enrolling Clerk.

The oath of office was administered to the Chief Clerk, Engrossing and Enrolling Clerk, and Sergeant-at-Arms elect, and the several officers named entered upon the discharge of their duties.

Mr. C. B. Grant offered the following:

Resolved, That the Sergeant-at-Arms be and hereby is authorized to appoint an assistant;

Which was adopted.

Mr. Brockway offered the following:

Resolved, That the Enrolling and Engrossing Clerk, and the Clerk of this House, be and they hereby are authorized to appoint each one an assistant so soon as the business shall require their assistance;

Which was adopted.

Mr. Hazen offered the following:

Resolved, That the Clerk of this House be instructed to furnish each member with a copy of the manual of the last regular session of the Legislature;

Which was adopted.

Mr. P. Mitchell offered the following:

Resolved (the Senate concurring), That Seth Lewis, of the city of Marshall, Calhoun county, be and is hereby appointed Postmaster of the Senate and House, to distribute all mail matter belonging to members of the Senate and House, at a compensation of three dollars per day.

Mr. J. M. Osborn moved that the rules be suspended and the resolution be put upon its immediate passage;

Which motion did not prevail.

The resolution was then laid on the table for one day under the rules.

Mr. Huston offered the following:

Resolved (the Senate concurring), That Henry O. Hall, of

Iansing, be and is hereby appointed Postmaster for the present session of this Legislature.

Laid on the table for one day under the rules.

Mr. Barnaby moved that a committee of two be appointed to wait on the Senate and inform that body that the House had perfected its organization, and was ready to proceed to business;

Which motion prevailed.

The Speaker appointed Messrs. Barnaby and Fenton as such committee.

Mr. Cameron moved that a committee of two on the part of the House be appointed to act with a like committee on the part of the Senate, to wait on the Governor and notify him that the two Houses are organized and ready to receive any communication he may desire to make;

Which motion prevailed.

The Speaker appointed as such committee Messrs. Cameron and Hart.

The committee appointed to wait on the Senate and inform that body that the House had perfected its organization, reported that the Senate had adjourned, and that they were not able, therefore, to discharge their duty until to-morrow.

Mr. Adam offered the following:

Resolved, That the hour of meeting for the sessions of this House be at 10 A. M., until otherwise ordered.

Mr. Brockway moved to amend the resolution by making the hour 9 A. M.;

Which motion did not prevail.

The resolution was then adopted.

Mr. H. Haynes moved that the Speaker be authorized to appoint a Fireman and an Assistant Fireman.

Mr. Barnaby moved to amend by adding "and a keeper of the Cloak-Room."

The amendment was accepted.

The resolution, as amended, was then adopted.

Mr. Brockway offered the following:

Resolved, That the Speaker be, and he is hereby authorized to appoint six messenger boys for the House at large, and one special messenger for himself, and one for the Chief Clerk.

Mr. Cameron moved to amend by striking out that portion of the resolution relating to a messenger for the Chief Clerk, and that the resolution be so amended as to authorize the Chief Clerk to appoint his own special messenger;

Which amendment was accepted.

Mr. Hazen offered the following as a substitute for the resolution :

Resolved, That the Speaker of the House be hereby authorized to appoint six messenger boys for the House at large and one special messenger for the Speaker, and the Clerk be authorized to appoint a special messenger for himself, all at a compensation to be hereafter established.

The substitute was adopted.

The resolution, as amended by the substitute, was then adopted.

Mr. J. Haynes offered the following:

Resolved, That the Sergeant-at-Arms be directed to procure an additional table and chair for this House;

Which was withdrawn.

Mr. R. J. Grant offered the following:

Resolved, That the Clerk is hereby authorized and directed to procure one thousand copies of the Daily Journal, to be equally distributed among the members and officers of this House;

Which was adopted.

Mr. Brockway offered the following:

Resolved, That the Chief Clerk be and he hereby is requested to invite the resident officiating clergy of Lansing to open the morning sessions of the House with prayer, in such order as they may arrange among themselves.

Mr. Huston moved to amend the resolution by striking out

“Chief Clerk” and inserting in lieu thereof “a committee of three;”

Which motion prevailed.

The resolution as amended was then adopted.

The Speaker announced as such committee Messrs. Huston, Brockway, and Barnaby.

On motion of Mr. Riford,

The House adjourned.

Lansing, Thursday, January 5, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Whipple.

Roll called: quorum present.

Absent at roll-call without leave, Mr. C. Y. Osburn.

Mr. Garfield announced that Mr. Asa P. Ferry, Representative elect from the Third District of Kent county, was present and desired to take his seat.

Mr. Ferry came forward, took and subscribed the constitutional oath of office, and took his seat.

The Speaker announced the following:

To the Speaker of the House of Representatives:

SIR—I have this day appointed Joshua L. McKean, of Berrien county, Assistant Sergeant-at-Arms in the House, pursuant to a resolution of the House.

H. UNDERWOOD,

Sergeant-at-Arms of the House of Representatives.

The Speaker also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, January 5, 1871. }

To the Speaker :

I have this day appointed Colonel B. Burr as my special messenger, pursuant to a resolution of the House.

N. B. JONES,

Clerk of the House of Representatives.

The Speaker also announced the following appointments :

Fireman—William D. Burnham.

Assistant Fireman—William H. Smith.

Messengers—Crombie Chesebro, Cyrus A. Walker, Nicholas K. Maniates, David Barry, Julien A. Seward, George Dennis.

MESSAGES FROM THE SENATE.

The Speaker announced the following :.

SENATE CHAMBER, }
Lansing, January 5, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to inform the House that the Senate has appointed Senators Wilcox and Sheley, to act with the committee already appointed by the House, to wait on the Governor and inform him that the two Houses are organized, and ready to receive any communication he may be pleased to make.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The message was laid on the table.

The committee appointed yesterday to wait on the Governor and inform him that the House had perfected its organization and was ready to receive any communication he might desire to make, reported that they had performed the duty assigned them, and that the Governor would communicate with the two Houses in joint convention at 10½ o'clock A. M.

Report accepted and committee discharged.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, January 5, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following concurrent resolution:

Resolved by the Senate (the House concurring), That the State Printer be instructed to transmit to each newspaper in the State, to the Supreme and Circuit Court Judges, the State officers, and to the clerks of the several counties in the State, one copy each of the journal of the Senate and of the House of Representatives, during the present session;

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,
Secretary of the Senate.

On motion of Mr. J. M. Osborn,

The House concurred in the adoption of the resolution.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, January 5, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following concurrent resolution:

Resolved by the Senate (the House concurring), That the joint rules of the Senate and House of Representatives, and the rules in joint convention of the last Legislature, be and are hereby adopted as the rules of the present Senate and House of Representatives until otherwise ordered;

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,
Secretary of the Senate.

On motion of Mr. Walton,

The House concurred in the adoption of the resolution.

The committee appointed yesterday to wait on the Senate and inform that body that the House had completed its organization, reported that they had performed the duty assigned them.

Report accepted and committee discharged.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, January 5, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following concurrent resolution:

Resolved (the House concurring), That Seth Lewis, of Calhoun county, be and is hereby appointed Postmaster of the Legislature;

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,
Secretary of the Senate.

On motion of Mr. R. J. Grant,

The House concurred in the adoption of the resolution.

Mr. J. M. Osborn moved that a committee of three be appointed to wait on the State officers and Judges of the Supreme Court, and invite them to take seats within the bar of the House during the session of the joint convention;

Which motion prevailed.

The Speaker appointed as such committee Messrs. J. M. Osborn, Holt and Cochrane.

After a short absence the committee reported that they had performed the duty assigned them, and were discharged.

The Sergeant-at-Arms announced a committee from the Senate.

The committee informed the House that they had been appointed by the Senate to act with a like committee on the

part of the House to wait on His Excellency the Governor and inform him that the two Houses were ready to receive any communication he might desire to make.

MESSAGE FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }
Lansing, January 5, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following concurrent resolution:

Resolved (the House concurring), That the Senate and House of Representatives meet in joint convention in Representative Hall, to-day at 10½ o'clock, to hear the message of the Governor;

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,
Secretary of the Senate.

On motion of Mr. Barnaby,

The House concurred in the adoption of the resolution.

Mr. Walker moved that a committee of three be appointed to wait on the Senate and inform that body that the House was ready to receive them in joint convention.

The Speaker appointed Messrs. Walker, Millington, and Pattengell as such committee.

After a short absence the committee reported that they had performed the duty assigned them, and were discharged.

The Sergeant-at-Arms announced the Honorable the Senate, who were conducted to seats.

PROCEEDINGS IN JOINT CONVENTION.

The joint convention was called to order by the Hon. Morgan Bates, Lieutenant Governor and President of the Senate.

The roll of the Senate was called by the Secretary thereof, and a quorum of the Senators were present.

The roll of the House was called by the Clerk thereof, and a quorum of the members were present.

The President of the Senate announced that the joint convention had assembled for the purpose of receiving the message of His Excellency, Governor Henry P. Baldwin.

Representative Cameron moved that a committee of three be appointed to wait on His Excellency the Governor, and inform him that the Senate and House were assembled in joint convention, and were ready to receive any communication which he might be pleased to make ;

Which motion prevailed.

The President announced as such committee Representatives Cameron and Huston, and Senator Sheley.

After a short absence the committee reported that they had performed the duty assigned them, and announced His Excellency Governor Baldwin in attendance.

The message, owing to the indisposition of the Governor, was read by the Governor's Private Secretary, Frank G. Russell ;

After which,

On motion of Senator Wood,

The joint convention adjourned *sine die*.

HENRY S. SLEEPER,

Secretary of the Senate,

N. B. JONES,

Clerk of the House of Representatives,

And Secretaries of the Joint Convention.

The Senators having retired, the House was called to order by the Speaker.

Roll called: quorum present.

On motion of Mr. Brockway,

The House took a recess until this afternoon at 2 o'clock.

AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

MOTIONS, RESOLUTIONS, AND NOTICES.

Mr. Roost offered the following:

Resolved, That the members of the House furnish the State Printer the names of all the papers published in their respective districts, and the places of their location, to enable him to comply with the resolution heretofore adopted;

Which was adopted.

Mr. Cameron offered the following:

Resolved, That each member of this House be allowed the sum of five dollars for stationery during the session, and also that the committee on supplies be, and it is hereby required to furnish the Speaker, Chief Clerk, Enrolling and Engrossing Clerk, and the chairman of all committees, such stationery as shall be reasonable and necessary;

Which was adopted.

Mr. Adams offered the following:

Resolved, That the Chief Clerk of this House be, and he is hereby authorized to appoint a Second Assistant Clerk when, in his opinion, the business of the House shall require it.

Which was adopted.

UNFINISHED BUSINESS.

Being the consideration of the following resolution:

Resolved (the Senate concurring), That Seth Lewis, of the city of Marshall, Calhoun county, be and is hereby appointed Postmaster of the Senate and House, to distribute all mail matter belonging to members of the Senate and House, at a compensation of three dollars per day.

On motion of Mr. Brockway,

The resolution was laid on the table.

Also the following resolution:

Resolved (the Senate concurring), That Henry O. Hall, of Lansing, be and is hereby appointed Postmaster for the present session of this Legislature.

On motion of Mr. Huston,

The resolution was laid on the table.

On motion of Mr. Barnaby,

The House adjourned.

Lansing, Friday, January 6, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Hickock.

Roll called: quorum present.

Absent at roll-call without leave, Messrs. Barnaby and Huff.

Mr. W. H. C. Mitchell asked and obtained leave of absence for Mr. Barnaby until Tuesday morning next, on account of sickness.

Mr. J. M. Osborn asked and obtained leave of absence for Mr. Huff until Tuesday next.

Mr. Brockway asked and obtained leave of absence for himself until Monday next.

Mr. C. B. Grant asked and obtained leave of absence for himself until Tuesday next.

Mr. Landon asked and obtained leave of absence for himself until Tuesday next.

The Speaker announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, January 6, 1871. }

To the Speaker of the House of Representatives:

I have this day appointed Samuel F. Cook, of Washtenaw

county, and John C. Howland, of Genesee county, as Assistant Clerks, pursuant to resolution of the House.

N. B. JONES,

Clerk of the House of Representatives.

On motion of Mr. Brockway,

The House proceeded to the election of Speaker *pro tem.*, with the following result:

FOR BENJAMIN W. HUSTON, JR.

Mr. Adam,	Mr. R. J. Grant,	Mr. R. C. Miller,
Adams,	Gray,	Millington,
Andrews,	Green,	P. Mitchell,
Atwood,	Greusel,	W.H.C. Mitchell,
Bates,	Grosvenor,	Norris,
Boyce,	Haack,	C. Y. Osburn,
Brockway,	Harris,	J. M. Osborn,
Brown,	Hart,	Pattengell,
Cameron,	H. Haynes,	Phillips,
Chamberlain,	J. Haynes,	Post,
Cherry,	Hazen,	Priest,
Climie,	S. W. Hill,	Riford,
Cochrane,	Holland,	Roost,
Copley,	Holt,	Smith,
Coulter,	Hoyt,	Sumner,
Crane,	Hughes,	Thayer,
Crofoot,	Hurlbut,	Tobey,
Doty,	Kellogg,	Van Scoy,
Ferris,	Knapp,	Walker,
Ferry,	Lamb,	Walton,
Garfield,	Landon,	Watkins,
Garrison,	Little,	Webster,
Gibson,	McGonegal,	Williams,
Gillam,	E. R. Miller,	Speaker.
C. B. Grant,	N. L. Miller,	

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FOR CHARLES B. FENTON.

Mr. Adsit,	Mr. Haywood,	Mr. Pierson,
Childs,	N. R. Hill,	Rood,
Clement,	Houseman,	Roof,
Congdon,	Minne,	Ross,
Dalton,	Montgomery,	Runyan,
Edwards,	Moshier,	Swineford,
Frost,	Pearl,	White,
Gorman,		

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FOR EZRA HAZEN.

Mr. Houston,

1

FOR ALVIN N. HART.

Mr. Fenton,

1

MESSAGE FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, January 6, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following concurrent resolution:

Resolved (the House concurring), That the State Printer be instructed to transmit to the resident clergymen of the city of Lansing, one copy each of the journal of the Senate and House of Representatives, during the present session;

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

On motion of Mr. Brockway,

The House concurred in the adoption of the resolution.

NOTICES.

Mr. Grosvenor gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the city of Monroe.

Mr. Millington gave notice that on some future day he would ask leave to introduce

A bill to amend Sec. 9 of an act entitled, "An act to provide for the appointment of a stenographer for the circuit court for the county of Wayne, and other counties in this State, and to limit the operations of sections 1 and 4 of an act to declare and establish the practice in charging or instructing juries and in settling the law in cases tried in circuit courts," approved March 30th, 1869, approved April 2d, 1869.

Mr. Brockway gave notice that on some future day he would ask leave to introduce

A bill to provide for draining the swamp lands in the township of Lee, in the county of Calhoun, and making an appropriation therefor from the swamp land fund ;

Also,

A bill to amend act No. 125, of the session laws of 1869, approved April 3, 1869, being "An act to amend act No. 134, of the session laws of 1867," approved March 27, 1867.

Mr. Crane gave notice that on some future day he would ask leave to introduce

A bill to legalize the tax-rolls of the township of Deerfield, in Lenawee county, for the years 1869 and 1870.

Mr. Atwood gave notice that on some future day he would ask leave to introduce

A bill to amend act No. 28, of session laws of 1869, entitled "An act to amend act number 58, of session laws of 1869," approved March 15, 1867, entitled "An act to repeal all existing laws, rules and provisions of law, restricting or controlling the right of a party to agree with an attorney, solicitor, or counsel, for his compensation, and to more accurately fix and determine the costs to be allowed to the prevailing parties in suits at law in the circuit court, and to repeal section 2 of said act."

Mr. J. M. Osborn gave notice that on some future day he would ask leave to introduce

A bill to amend section one of chapter seventy, of the revised statutes of eighteen hundred and forty-six, being section two thousand eight hundred and seventy-seven, of chapter ninety-four, of the compiled laws, as amended by act number one hundred and thirty-eight of the session laws of eighteen hundred sixty-seven, relative to the administration and distribution of the estate of deceased persons.

Mr. R. C. Miller gave notice that on some future day he would ask leave to introduce

A bill to incorporate the city of Greenville.

Mr. Swineford gave notice that on some future day he would ask leave to introduce

A bill to incorporate the village of Ishpeming, in the county of Marquette.

Mr. Houseman gave notice that on some future day he would ask leave to introduce

A bill to revise the charter of the city of Grand Rapids.

Mr. Minne gave notice that on some future day he would ask leave to introduce

A bill to incorporate the Marine City Workman Aid Society.

MOTIONS, RESOLUTIONS, AND NOTICES.

Mr. C. Y. Osburn offered the following:

Resolved, That when this House adjourn this evening, it be until Monday next at 2 o'clock P. M.

Mr. Gibson moved to amend the resolution by striking out "Monday" and inserting "Tuesday" in lieu thereof;

Which motion did not prevail.

Mr. Adam moved to amend by striking out "2 P. M.," and inserting "10 A. M.;"

Which motion did not prevail.

Mr. Holt demanded the yeas and nays on the adoption of the resolution.

The demand was seconded, and the resolution was not adopted, by yeas and nays, as follows:

YEAS.

Mr. Brockway,
Dalton,
Doty,
Garrison,
Gibson,

Mr. R. J. Grant,
Haack,
Hoyt,
Hughes,
Little,

Mr. McGonegal,
C. Y. Osburn,
Roof,
Swineford, 14

NAYS.

Mr. Adam,
Adams,
Adsit,
Andrews,

Mr. Gray,
Gorman,
Green,
Greusel,

Mr. Montgomery,
W.H.C. Mitchell,
Moshier,
Norris,

Mr. Atwood,	Mr. Grosvenor,	Mr. J. M. Osborn,
Bates,	Hart,	Pattengell,
Boyce,	H. Haynes,	Phillips,
Brown,	J. Haynes,	Pierson,
Cameron,	Haywood,	Priest,
Chamberlain,	Hazen,	Riford,
Cherry,	N. R. Hill,	Rood,
Childs,	S. W. Hill,	Roost,
Clement,	Holland,	Ross,
Climie,	Holt,	Runyan,
Cochrane,	Houseman,	Smith,
Congdon,	Hurlbut,	Sumner,
Copley,	Huston,	Thayer,
Coulter,	Kellogg,	Tobey,
Crane,	Knapp,	Van Scoy,
Crofoot,	Lamb,	Walker,
Edwards,	Landon,	Walton,
Fenton,	E. R. Miller,	Watkins,
Ferris,	N. L. Miller,	Webster,
Ferry,	R. C. Miller,	White,
Frost,	Millington,	Williams,
Garfield,	Minne,	Speaker.
Gillam,	P. Mitchell,	

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Mr. Hazen offered the following :

Resolved, That rule 39 of the House be amended by adding to the standing committees a committee on drainage ;

Which was adopted.

Mr. Cameron offered the following :

Resolved, That the Governor's message be referred to a select committee of five, who shall designate and recommend a reference to the proper standing committees of the subject-matter embraced therein ;

Which was adopted.

Mr. Roost offered the following :

Resolved, That the message of the Governor be printed in the daily journal ;

Which was not adopted.

Mr. Greusel offered the following :

Resolved, That three thousand copies of the Governor's message, translated into the German language, be printed for the use of the House.

Mr. Roost moved to amend the resolution by adding thereto, "and one thousand copies in the Holland language;"

Which motion prevailed.

Mr. Fenton moved to amend the resolution by adding, "and 1,000 copies in the French language;"

Which motion prevailed.

Mr. Hazen moved to amend the resolution by striking out "3,000," and inserting "1,000" in lieu thereof;

Which amendment was withdrawn.

Mr. Huston moved to reconsider the vote by which the amendment was adopted, adding 1,000 copies in the French language;

Which motion did not prevail.

Mr. Gray moved to amend the resolution by adding thereto, "and 1,000 copies in the Swedish language;"

Which motion prevailed.

Mr. Riford offered the following as a substitute for the resolution:

Resolved, That there be printed of the Governor's message, for the use of the House, 2,000 copies in the English language; 3,000 copies in the German language; 1,000 copies in the Holland language; 1,000 copies in the French language, and 1,000 copies in the Swedish language.

Mr. H. Haynes moved to refer the whole subject to the committee on printing, when such committee shall be appointed;

Which motion prevailed.

Mr. Fenton moved that the House adjourn;

Pending which,

The following named members asked and obtained leave of absence for themselves until Tuesday morning next: Messrs. Hoyt, Atwood, Post, Gibson, R. J. Grant, Knapp, Cochrane and Watkins.

The following named members asked and obtained leave of absence for themselves until Wednesday morning: Messrs. Clement and Andrews.

The following named members asked and obtained leave of absence for themselves until Monday morning next: Messrs. R. C. Miller and Kellogg.

Mr. Fenton withdrew his motion to adjourn.

Mr. N. L. Miller moved that the House adjourn until Monday morning.

Mr. Gray moved to amend the motion by making the hour of adjournment 2 o'clock P. M. of Monday ;

Which motion prevailed.

The motion as amended was then agreed to, and the Speaker declared the House adjourned until Monday afternoon at 2 o'clock.

Lansing, Monday, January 9, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Chapman.

Roll called : quorum present.

Absent without leave, Messrs. Cameron, Chamberlain, Congdon, Crofoot, Dalton, Greusel, Grosvenor, Haack, N. R. Hill, Houseman, McGonegal, E. R. Miller, J. M. Osborn, Roost, Smith, Walton, Williams.

Mr. Walker asked and obtained leave of absence for Mr. Cameron until to-morrow.

Mr. Riford asked and obtained leave of absence for Mr. Chamberlain until to-morrow.

Mr. Ross asked and obtained leave of absence for Mr. Congdon for the day.

Mr. Gray asked and obtained leave of absence for Mr. Houseman for the day.

Mr. Little asked and obtained leave of absence for Mr. Haack until to-morrow.

Mr. Priest asked and obtained leave of absence for Mr. N. B. Hill until to-morrow.

Mr. Walker asked and obtained leave of absence for Mr. E. R. Miller until to-morrow.

Mr. C. Y. Osburn asked and obtained leave of absence for Mr. Crofoot until to-morrow.

Mr. H. Haynes asked and obtained leave of absence for Mr. Williams until to-morrow.

Mr. Norris asked and obtained leave of absence for Mr. J. M. Osborn until to-morrow.

Mr. Watkins asked and obtained leave of absence for Mr. Roost until to-morrow.

Mr. Boss asked and obtained leave of absence for Mr. Smith until to-morrow.

Mr. Crane asked and obtained leave of absence for Mr. Walton until to-morrow.

The Speaker announced as the committee previously authorized, on reference of the subjects embraced in the Governor's Message, as follows:

Messrs. Cameron, Millington, Holt, Hurlbut, and Fenton.

STANDING COMMITTEES OF THE HOUSE.

The Speaker announced the appointment of the standing committees of the House, as follows:

Ways and Means—Messrs. Holt, Copley, P. Mitchell, Lamb, and Fenton.

State Affairs—Messrs. Cameron, Gray, Holland, Gillam, and Atwood.

Judiciary—Messrs. Huston, Riford, Millington, Grosvenor, and Cochrane.

Harbors—Messrs. W. H. C. Mitchell, S. W. Hill, Sumner Ferry, and Adsit.

Elections—Messrs. Riford, Adams, Walton, Atwood, and Houseman.

Federal Relations—Messrs. Brockway, J. M. Osborn, Thayer, Post, and Boyce.

Banks and Incorporations—Messrs. J. M. Osborn, Hoyt, Garrison, Andrews, and Montgomery.

Public Lands—Messrs. Hazen, J. Haynes, Harris, W. H. C. Mitchell, and Roof.

Printing—Messrs. Bates, Roost, Greusel, Dalton, and Swineford.

Agriculture—Messrs. Walton, E. R. Miller, Kellogg, Coulter, and White.

Towns and Counties—Messrs. N. L. Miller, Barnaby, Tobey, Garfield, and Adsit.

Education—Messrs. C. B. Grant, Adams, Crofoot, Hughes, and Hart.

Rules and Joint Rules—Messrs. J. Haynes, Huston, Pattengell, Chamberlain, and Minne.

Engrossment and Enrollment—Messrs. Landon, Coulter, C. Y. Osburn, Smith, and Moshier.

Roads and Bridges—Messrs. Walker, Harris, Gibson, Norris, and Minne.

Agricultural College—Messrs. Copley, Cameron, Doty, Pattengell, and Childs.

Asylum for the Insane—Messrs. Millington, Hazen, Crane, R. C. Miller, and Adam.

Asylum for the Deaf, Dumb, and Blind—Messrs. Williams, Brockway, Chamberlain, Walker, and Montgomery.

Reform School—Messrs. Hoyt, Williams, Green, Phillips, and Webster.

Geological Survey—Messrs. Grosvenor, C. B. Grant, Norris, Cherry, and Swineford.

Military Affairs—Messrs. Watkins, C. Y. Osburn, Smith, Little, and Edwards.

Salines—Messrs. Haack, Garfield, Phillips, Webster, and Houseman.

State Prison—Messrs. H. Haynes, Hurlbut, R. J. Grant, Ferris, and Adam.

Mines and Minerals—Messrs. S. W. Hill, Harris, Holland, Priest, and Swineford.

Manufactures—Messrs. R. J. Grant, Garrison, Pierson, Van Scoy, and Clement.

Lumber Interests—Messrs. Ferris, Thayer, Cherry, Gibson, and Haywood.

Religious and Benevolent Societies—Messrs. Barnaby, Brockway, Huff, Congdon, and Rood.

Insurance—Messrs. Post, Landon, Ferry, Green, and Gorman.

Local Taxation—Messrs. Crane, Climie, N. L. Miller, Tobey, and Little.

Immigration—Messrs. Gray, Haack, Roost, McGonegal, and Frost.

Fisheries—Messrs. Fenton, Riford, Bates, E. R. Miller, and Haywood.

Internal Improvements—Messrs. Hurlbut, Holt, H. Haynes, Holland, Hughes, Roof, and Ross.

Supplies and Expenditures—Messrs. Doty, Knapp, and White.

State Library—Messrs. Adams, Climie, and Childs.

Indian Affairs.—Messrs. R. C. Miller, W. H. C. Mitchell, and Fenton.

Drainage.—Messrs. Brown, Sumner, N. R. Hill, Pearl, and Runyan.

PRESENTATION OF PETITIONS.

By Mr. Hazen: Memorial of Fred. L. Wells, asking the seat in the House now occupied by Hon. Samuel L. Boyce, from the Second district of St. Clair county;

Referred to the committee on elections.

Mr. N. L. Miller moved that the memorial be printed in the journal.

On motion of Mr. Fenton,

The motion was laid on the table.

By Mr. W. H. C. Mitchell: Petition of R. Towers, Calvin Storms, Jacob Storms, and 82 others, citizens of Kalkaska county, asking for the organization of the townships of Round Lake and Rapid River, and attachment thereto of certain unorganized territory within mentioned;

Referred to the committee on towns and counties.

By Mr. Minne: Petition of John Dornoff, and 37 others, of Marine City, asking for the incorporation of the Marine City Workman's Aid Society;

Referred to the committee on banks and incorporations.

By Mr. Millington: Resolution of the board of supervisors of the county of St. Joseph, in favor of the repeal of the drain law, or that the county of St. Joseph be exempted from the operation of said law;

Referred to the committee on drainage.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, January 6, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following concurrent resolution:

Resolved (the House concurring), That the committees on printing, of the Senate and House of Representatives, be, and they are hereby instructed to prepare and cause to be published ready for distribution within thirty days from the commencement of this session of this Legislature, a manual for the use of the members and officers of both Houses of this and the next Legislature, containing the rules and joint rules of the Senate and House of Representatives, the constitutions of the United States and of this State, with the several amendments thereto, a diagram of the Senate Chamber and Representative Hall, the names, ages, and occupation and residence of the members of both Houses, a list of the national banks, savings banks, banking houses and insurance companies doing business and located within the State, and such other statistical matter as is usually contained in such a work; also, a summary of not over fifty pages of the history and condition of the educational, charitable, and reformatory institutions, of our State Prison, and a statement of the appropriations for each since their organization;

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

On motion of Mr. N. L. Miller,

The House concurred in the adoption of the resolution.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, January 6, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following concurrent resolution :

Resolved (the House concurring), That the editor of the State Republican be and is hereby appointed to compile and publish without delay, under the direction of the committees on printing in the two Houses, the usual number of Manuals for the use of this and the next Legislature, at a price not to exceed the sum paid for compiling the last Manual.

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

On motion of Mr. White,

The House concurred in the adoption of the resolution.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, January 7, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following concurrent resolution :

Resolved (the House concurring), That five hundred copies of the report of the Commissioners of Penal, Reformatory, and Charitable Institutions be printed for the use of the members of the two Houses;

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

On motion of Mr. H. Haynes,

The House concurred in the adoption of the resolution.

NOTICES.

Mr. W. H. C. Mitchell gave notice that on some future day he would ask leave to introduce

A bill to organize the township of Pioneer, in the unorganized county of Missaukee;

Also,

A bill to organize the township of Round Lake, in the unorganized counties of Kalkaska and Crawford.

Mr. Climie gave notice that on some future day he would ask leave to introduce

A bill to legalize the tax roll of the township of Leonidas, in the county of St. Joseph, for the year eighteen hundred and seventy, and to extend the time for the collection of the taxes therein until March 1st, 1871.

Mr. Minne gave notice that on some future day he would ask leave to introduce

A bill to repeal act number four hundred and two of the session laws of 1869, entitled "An act to provide for laying out and establishing a state road in the counties of Macomb and St. Clair."

Mr. Kellogg gave notice that on some future day he would ask leave to introduce

A bill to empower the highway commissioners of Easton, Ionia county, to lay out three-rod roads in the village of Riceville, in said township of Easton.

Mr. Phillips gave notice that on some future day he would ask leave to introduce

A bill to amend sec. 2, of act No. 399, session laws of 1867, entitled "An act for laying and establishing a State road from Clio, Genesee county, to Chesaning, Saginaw county, appropriating certain non-resident highway taxes for the construction of said road; asking for an extension of time of said non-resident highway taxes for the completion of said road."

Mr. Swineford gave notice that on some future day he would ask leave to introduce

A bill creating and forming a seventeenth judicial circuit.

Mr. Hazen gave notice that on some future day he would ask leave to introduce

A bill to amend section 2, of act No. 105, of the session laws of 1863, being section 2231 of the compiled laws.

Mr. Gillam gave notice that on some future day he would ask leave to introduce

A bill to re-incorporate the village of Bronson.

Mr. Holland gave notice that on some future day he would ask leave to introduce

A bill to legalize the tax roll of the township of L'Anse, in the county of Houghton, for the year eighteen hundred and seventy, and to extend the time for the collection of the taxes of said township.

Mr. Adsit gave notice that on some future day he would ask leave to introduce

A bill to incorporate the Magnetic Mineral Spring Company, of Spring Lake, Michigan.

Mr. Hazen gave notice that on some future day he would ask leave to introduce

A bill to repeal act No. 205 of the session laws of 1865, being an act to provide for a tax upon dogs.

Mr. Montgomery gave notice that on some future day he would ask leave to introduce

A bill to re-incorporate the village of Eaton Rapids, and to repeal all inconsistent acts and parts of acts.

Mr. Coulter gave notice that on some future day he would ask leave to introduce

A bill to amend section one of an act entitled, "An act to amend section sixteen hundred and eighty-seven of the compiled laws, requiring boards of supervisors to raise an annual tax for the benefit of County Agricultural Societies"

Mr. C. Y. Osburn gave notice that on some future day he would ask leave to introduce

A bill to authorize the city of Owosso to loan a sum not exceeding \$50,000, to aid in the construction of a court-house and jail, in the county of Shiawassee.

Mr. Adams gave notice that on some future day he would ask leave to introduce

A bill to amend Sec. 41 of an act to revise the charter of the city of Flint, approved March 20, 1867.

MOTIONS AND RESOLUTIONS.

Mr. Hazen offered the following:

Resolved, That a committee of two from each congressional district, and two at large, be appointed, to whom shall be referred so much of the Governor's message as relates to re-districting the State.

On motion of Mr. Adam,

The resolution was referred to the select committee on the reference of the Governor's message.

Mr. W. H. C. Mitchell offered the following:

Resolved, That the judiciary committee be authorized to appoint a clerk at a compensation not to exceed three dollars per day.

On motion of Mr. Hazen,

The resolution was amended by inserting after the word "clerk" the words "when needed."

The resolution was then adopted.

Mr. Bates offered the following:

Resolved. That the judiciary committee be instructed to

investigate the expediency of increasing the salaries of the Judges of the Supreme Court.

Also, to investigate the question whether the next spring election is not a general election at which an amendment to the Constitution may be submitted to the people relative to the salaries of the Judges of the Circuit Courts;

Which was adopted.

Mr. Hart offered the following:

Resolved, That rule 39 of the House be amended by adding to the standing committees a committee on public buildings.

On motion of Mr. Riford,

The resolution was referred to the select committee on the reference of the Governor's message.

On motion of Mr. Brockway,

The House adjourned.

Lansing, Tuesday, January 10, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Roll called: quorum present.

Absent without leave: Messrs. Dalton, Huff, Landon, Minne, and Thayer.

Mr. Pattengell asked and obtained leave of absence for Mr. Dalton until to-morrow.

Mr. Norris asked and obtained leave of absence for Mr. Huff until to-morrow.

Mr. Smith asked and obtained leave of absence for Mr. Landon until to-morrow.

Mr. Edwards asked and obtained leave of absence for Mr. Minne until to-morrow.

The Speaker announced the following appointments:

Keeper of the Cloak Room—F. T. Moore.

Speaker's Messenger—George P. Brown.

PRESENTATION OF PETITIONS.

By Mr. Walton: Petition of N. B. Eldridge, C. H. Comstock, and 84 others, citizens of Lenawee county, asking for an amendment to the charter of the city of Adrian;

Referred to the committee on banks and incorporations.

By Mr. W. H. C. Mitchell: Petition of Perry Andress, and 22 others, citizens of Antrim county, asking for the organization of the township of Mancedonia in said county;

Referred to the committee on towns and counties.

By Mr. W. H. C. Mitchell: Petition of R. Towers, Calvin Storms, Jacob Storms, and 82 others, citizens of Kalkaska county, asking for the organization of said county, and attaching thereto the unorganized county of Crawford;

Referred to the committee on towns and counties.

By Mr. W. H. C. Mitchell: Petition of Heman B. Sturtevant, Wm. H. Sturr, John J. Sturr, and 114 others, citizens of Wexford county, asking for an appropriation of swamp lands, to build a state road from Sherman east to intersect the Midland City, Houghton Lake and Traverse Bay State road;

Referred to the committee on public lands.

By Mr. W. H. C. Mitchell: Petition of John Black, Milton Titus, J. C. Blair and 23 others, citizens of Grand Traverse county, asking for an appropriation of swamp lands to build a State road from the head of the east arm of Grand Traverse Bay to intersect the Midland City, Houghton Lake and Traverse Bay State road, at O. E. Clark's;

Also, petition of James W. Titus, Lorenz Courtade, Richard Milks, and 22 others, citizens of Grand Traverse county, for the same purpose;

Referred to the committee on public lands.

By Mr. W. H. C. Mitchell: Petition of C. T. Scofield, J. B. Richard, German Button, and 40 others, citizens of Whitewater township, Grand Traverse county, asking for an appropriation of swamp lands, to construct a State road from the east arm of Grand Traverse Bay to the center of Kalkaska county;

Also, petition of J. B. Haviland, Henry Mason, A. Hoxsie, and 66 others, citizens of East Bay township, Grand Traverse county, for the same purpose;

Also, petition of Calvin Storms, Alfred Fradenburgh, James C. Lancaster, and 79 others, citizens of Kalkaska county, for the same purpose;

Referred to the committee on public lands.

By Mr. Little: Petition of Thomas L. Jackson, and 30 merchants of Saginaw City, asking for an amendment of paragraph 4,778, section 2, compiled laws, relative to garnishee proceedings;

Referred to the committee on judiciary.

By Mr. Haack: Resolution of the board of supervisors of Saginaw county, relative to the enlargement of the Insane Asylum;

Referred to the committee on asylum for the insane.

By Mr. Rood: Petition of E. J. White and 35 others, of Lapeer county, for the setting aside of certain drain taxes;

Referred to the committee on drainage.

By Mr. Adam: Memorial of the board of supervisors of the county of Lenawee, relative to insane persons;

Referred to the committee on the Asylum for the Insane.

By Mr. Holt: Petition of Rev. L. Rietdyk, E. Van Baalen, J. Teaurgsell, J. Hedenman, E. Langeland, Gerardus Barentzen, J. Mulder, and 32 others, being the minister, elders, deacons and other members of the True Dutch Reformed Church of the city of Muskegon, praying for the restoration of the death penalty for the crime of murder;

Referred to the committee on State affairs.

By E. R. Miller: Petition of John L. Cock and 25 others, for the prevention of cruelty to animals;

Referred to the committee on agriculture.

By Mr. H. Haynes: Petition of Dr. S. H. Beech and others of Branch county, asking the Legislature to pass a law to prevent cruelty to animals and birds;

Also, petition of D. V. Bell and others, of the city of Detroit, for the same purpose;

Referred to the committee on agriculture.

By Mr. Huston: Memorial of David P. Henison, asking to have the action of the board of school inspectors of Fair Grove, Denmark, and Gilford, of Tuscola county, had on the 8th day of January, 1869, legalized, and subsequent proceedings on the same subject set aside;

Referred to the committee on education.

By Mr. Copley: Petition of John Huff, Wm. I. Hall, and 55 others, citizens of Cass county, asking for repeal of the law to prevent fishing with gill nets in the waters of said county of Cass;

Referred to the committee on fisheries.

By Mr. Huston: Petition of M. R. Reed, and 46 other citizens of Tuscola county, asking for the passage of a law to prevent the hounding of deer;

Also, petition of Jacob Loss, and 101 others, citizens of Tuscola county, for the same purpose;

Referred to the committee on State affairs.

By Mr. Huston: Petition of C. F. Reynolds and 50 other citizens of Tuscola county, asking for an appropriation of swamp land for the construction of a State ditch in the townships of Gilford and Blumfield;

Also, petition of Hon. J. D. Lewis and 48 other citizens of Bay and Tuscola counties, for the same purpose;

Referred to the committee on public lands.

MESSAGE FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, January 9, 1871.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to request the appointment by the House of a suitable committee to act with the Senate committees on the Reform School and State Prison for

the consideration of that part of the message of the Governor which relates to the commission for the examination of penal, charitable, and reformatory institutions.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

On motion of Mr. Brockway,
The message was laid on the table.

NOTICES.

Mr. Brockway gave notice that on some future day he would ask leave to introduce

A bill to amend an act entitled "An act to define the limits, jurisdiction, and powers of Circuit Courts," approved April 8, 1851.

Mr. Greusel gave notice that on some future day he would ask leave to introduce

A bill for the appointment of one or more stationary boiler inspectors in each Congressional district, so as to prevent at least some of the explosions.

Mr. J. Haynes gave notice that on some future day he would ask leave to introduce

A bill to legalize the tax roll of the township of Alpena, in the county of Alpena, for the year 1870, and to extend the time for the collection of said taxes.

Mr. W. H. C. Mitchell gave notice that on some future day he would ask leave to introduce

A bill to provide for a State road and ditches from Sherman, in Wexford county, to the Midland City, Houghton Lake, and Traverse Bay State road, in the county of Missaukee, and ask for an appropriation to build the same;

Also,

A bill to organize the township of Mancelona, in the counties of Otsego and Crawford;

Also,

A bill to provide for a State road and ditches from the east

arm of Grand Traverse Bay, in Grand Traverse county, to Manistee river, in Kalkaska county, and ask for an appropriation for the same:

Also,

A bill to provide for a State road and ditches from the head of the east arm of Grand Traverse Bay, to O. E. Clark's on the Midland City, Houghton Lake, and Traverse Bay State road, in Grand Traverse county, and ask for an appropriation to construct said road;

Also,

A bill to organize the county of Kalkaska, and attach thereto the unorganized county of Crawford.

Mr. C. B. Grant gave notice that on some future day he would ask leave to introduce

A bill to amend section eighteen of "An act to authorize the business of banking," approved February 16th, 1857.

Mr. Post gave notice that on some future day he would ask leave to introduce

A bill to authorize the commissioners of highways of the township of Michigan to alter or vacate the territorial roads in their townships.

Mr. Hoyt gave notice that on some future day he would ask leave to introduce

A bill to amend section six of chapter 140 of the revised statutes of 1846, being section 5366 of the compiled laws, relative to limitation of personal actions.

Mr. Gibson gave notice that on some future day he would ask leave to introduce

A bill to provide for the incorporation and charter of the Children's Banking Association of Michigan.

Mr. J. M. Osborn gave notice that on some future day he would ask leave to introduce

A bill to amend section 22, of chapter 21, of the compiled laws, as enacted by act No. 71, of the session laws of 1869, approved March 30, 1869.

Mr. N. R. Hill gave notice that on some future day he would ask leave to introduce

A bill to incorporate the village of Rockford, in the county of Kent, State of Michigan.

Mr. Coulter gave notice that on some future day he would ask leave to introduce

A bill to amend section 17, of chapter 154, of the revised statutes of 1846, being section 5,761, of chapter 181, of the compiled laws, entitled "Of Offenses Against Property."

Mr. Cherry gave notice that on some future day he would ask leave to introduce

A joint resolution providing for submitting to the electors, at the next general election, an amendment to article eleven, section one, of the constitution of this State, to change the time of holding the annual township meeting.

Mr. Harris gave notice that on some future day he would ask leave to introduce

A joint resolution asking the Congress of the United States to make an appropriation for the further improvement of the harbor at the mouth of the Ontonagon river.

Mr. Huston gave notice that on some future day he would ask leave to introduce

A bill to incorporate the village of Vassar, Tuscola county, Michigan;

Also,

A bill to incorporate the village of Caro, Tuscola county, Michigan.

Mr. Barnaby gave notice that on some future day he would ask leave to introduce

A bill providing for the drainage and reclaiming of swamp land in the county of Gratiot, and asking for an appropriation for the same.

Also,

A bill to amend act number 205 of laws of 1865, being an act to provide a tax on dogs.

INTRODUCTION OF BILLS.

Mr. Hazen, previous notice having been given, and leave being granted, introduced

A bill to amend section two of act No. 105 of the session Laws of 1863, being section No. 2,231, in relation to granting diplomas to graduates of State Normal Schools, approved March 13, 1863.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Holland, previous notice having been given, and leave being granted, introduced

A bill to legalize the tax rolls of the township of L'Anse, in the county of Houghton, for the year 1870, and to extend the time for the collection of the taxes of the said township.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Coulter, previous notice having been given, and leave being granted, introduced

A bill to amend section one of an act entitled, "An act to amend section 1,687 of the compiled laws, requiring boards of supervisors to raise an annual tax for the benefit of county agricultural societies."

The bill was read a first and second time by its title, and referred to the committee on agriculture.

Mr. W. H. C. Mitchell, previous notice having been given, and leave being granted, introduced

A bill to organize the township of Round Lake, in the unorganized counties of Kalkaska and Crawford;

Also,

A bill to organize the township of Pioneer, in the unorganized county of Missaukee.

The bills were read a first and second time by their titles, and referred to the committee on towns and counties.

MOTIONS AND RESOLUTIONS.

Mr. Chamberlain offered the following :

Resolved, That the clerk is hereby authorized and directed to procure 500 additional copies of the Daily Journal, to be equally distributed among the members and officers of this House.

On motion of Mr. H. Haynes,
The resolution was laid on the table.

Mr. Millington offered the following :

Resolved, That an additional messenger boy be appointed for the House.

On motion of Mr. Atwood,
The resolution was laid on the table.

Mr. Brockway moved that the House take a recess until 2 o'clock this afternoon,

Pending which,

Mr. Adams asked and obtained leave of absence for Mr. Bates from and after to-day until Friday morning.

Mr. H. Haynes moved that the House adjourn ;
Which motion did not prevail.

The motion to take a recess then prevailed.

AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called : quorum present.

PRESENTATION OF PETITIONS.

By Mr. Lamb: Petition of Alexander Allen, William Eveland, Archibald McKillop, and ninety-one others, citizens of the township of Burlington, Lapeer county, praying for relief and extension of time for the collection of drainage taxes ;

Referred to the committee on drainage.

By Mr. Little: Resolution of the board of supervisors of

Saginaw county, asking for the repeal of the "county drain law."

Referred to the committee on drainage.

REPORTS OF STANDING COMMITTEES.

By the committee on printing :

The committee on printing, to whom was referred the following resolution :

" *Resolved*, That there be printed of the Governor's message for the use of the House 2,000 copies in the English language, 3,000 copies in the German language, 1,000 copies in the Holland, 1,000 copies in the French language, and 1,000 copies in the Swedish ;"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the following substitute therefor :

Resolved (the Senate concurring), That there be printed of the Governor's message for the use of the House, 2,000 copies in the English language, 3,000 in the German language, 1,000 in the Holland, and 1,000 in the Swedish language : *Provided*, the translation and printing of the same in the Holland and the Swedish languages shall be done at an expense not to exceed \$50 00 for each 1,000 copies ;

Recommending that the substitute be adopted, and ask to be discharged from the further consideration of the subject.

W. R. BATES, *Chairman*.

Report accepted and committee discharged.

Mr. Brockway moved to amend by striking out "3,000 in the German language" and inserting "1,000 in the German language ;"

Which motion did not prevail.

The resolution was then adopted.

NOTICES.

Mr. H. Haynes gave notice that on some future day he would ask leave to introduce

A bill to amend the act of 1869, relative to the protection of game, being act No. 124, of the session laws of that year.

Mr. Holland gave notice that on some future day he would ask leave to introduce

A joint resolution to modify and confirm the action of the Railroad Board of Control, in conferring the forfeited lands of the Marquette and Ontonagon Railroad Company, on the Houghton and Ontonagon Railroad Company.

Mr. Sumner gave notice that on some future day he would ask leave to introduce

A bill asking for an appropriation of swamp lands to assist in the draining of Ottawa Lake, in the township of Whiteford, Monroe county.

Mr. Lamb gave notice that on some future day he would ask leave to introduce

A bill to amend Sec. 3, of act No. 369, of the session laws of 1869, entitled "An act to incorporate the city of Lapeer;"

Also,

A bill to establish a uniformity of text books in our public schools throughout the State.

Mr. Huston gave notice that on some future day he would ask leave to introduce

A bill to repeal act No. 43, session laws of 1869, being "An act to provide for the draining of swamps, marshes, and other low lands."

Mr. S. W. Hill gave notice that on some future day he would ask leave to introduce

A bill to provide for laying out and establishing a State road in the township of Eagle Harbor, county of Keeweenaw.

Mr. Grosvenor gave notice that on some future day he would ask leave to introduce

A bill to amend section 124, act 164, entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869, and also to add a new section to said act.

INTRODUCTION OF BILLS.

Mr. Climie, previous notice having been given and leave being granted, introduced

A bill to legalize the tax roll of the township of Leonidas, in the county of St. Joseph, for the year eighteen hundred and seventy, and to extend the time for the collection of the taxes therein until March first, eighteen hundred and seventy-one.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Adair, previous notice having been given and leave being granted, introduced

A bill to incorporate the Magnetic Mineral Spring Company of Spring Lake, Michigan.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. W. H. C. Mitchell, previous notice having been given and leave being granted, introduced

A bill to organize the township of Mancelona, in Otsego and Antrim counties.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Swineford, previous notice having been given and leave being granted, introduced

A bill for creating and forming a seventeenth judicial circuit.

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

Mr. Adams, previous notice having been given and leave being granted, introduced

A bill to amend section forty-one of an act to revise the charter of the city of Flint, approved March 20, 1867.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

MOTIONS AND RESOLUTIONS.

Mr. J. Haynes offered the following :

Resolved, That the committee on education be instructed to enquire into the expediency of so amending the laws relating to common schools, as to compel children within certain ages to attend school a definite length of time each and every year and to report by bill or otherwise ;

Which was adopted.

Mr. Swineford offered the following :

Resolved, That the committee on ways and means be, and they are hereby directed to ascertain and report to this House, for the proper guidance of the Clerk, the number of miles travel for which each member will be entitled to draw mileage;

Which was adopted.

On motion of Mr. Brockway,

The House adjourned.

Lansing, Wednesday, January 11, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Potter.

Roll called : quorum present.

Absent without leave : Messrs. Gray and C. Y. Osburn.

Mr. Houseman asked and obtained leave of absence for Mr. Gray until Friday.

Mr. Crofoot asked and obtained leave of absence for Mr. C. Y. Osburn for the day.

PRESENTATION OF PETITIONS.

By Mr. Andrews: Petition of Samuel Blackwood, Thomas Gurr, A. S. Brooks and 14 others, tax-payers of the township of Novi, Oakland county, praying that the time for the collec-

tion of two-thirds of the ditch tax, assessed and now levied, known as the Session and Goodell extension ditches of Novi, be extended to January, 1872;

Referred to the committee on drainage.

By Mr. Hoyt: Petition of Wm. Jennison, asking that his account as State reporter be credited with the 200 volumes of Michigan Reports delivered to the State in each edition;

Referred to the committee on judiciary.

By Mr. N. R. Hill: Petition of O. F. Hodge, P. A. Orr, and 25 others, citizens of Kent county, asking for the incorporation of the village of Rockford, Kent county, Michigan;

Referred to the committee on banks and incorporations.

By Mr. Frost: Petition of Wm. W. Slocum and 80 others, citizens of Rose, Oakland county, praying for the repeal of the law creating the office of county superintendent of schools, also to restore the former system of school inspection;

Referred to the committee on education.

REPORTS OF STANDING COMMITTEES.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to organize the township of Pioneer in the unorganized county of Missaukee,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

N. L. MILLER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

The petition of Perry Andress and 22 others, asking for the

organization of the township of Mancelona, in the county of Antrim ;

Also,

A bill to organize the township of Mancelona, in the counties of Otsego and Antrim,

Respectfully report that they have had the same under consideration, and have directed me to report the bill back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

N. L. MILLER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

The petition of R. Towers, Calvin Storms, Jacob Storms, and 82 others, citizens of Kalkaska, asking for the organization of the townships of Round Lake and Rapid River, and attach thereto certain unorganized territory within mentioned ;

Also,

A bill to organize the township of Round Lake in the unorganized counties of Kalkaska and Crawford,

Respectfully report that they have had the same under consideration, and have directed me to report the bill back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

N. L. MILLER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education :

The committee on education, to whom was referred

A bill to amend section 2, of act 105, of the session laws of

1863, being section 2231 of the compiled laws, approved March 13th, 1863, in relation to granting diplomas to graduates of the State Normal School,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

C. B. GRANT, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on local taxation:

The committee on local taxation, to whom was referred

A bill to legalize the tax-roll of the township of Leonidas, in the county of St. Joseph, for the year 1870, and to extend the time for the collection of taxes therein until March 1, 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. H. CRANE, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to incorporate the Magnetic Mineral Spring Company of Spring Lake, Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not

pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. N. L. Miller,

The bill was laid on the table.

By the committee on the judiciary :

The committee on the judiciary, to whom was referred the following resolution :

Resolved, That the judiciary committee be instructed to investigate the expediency of increasing the salaries of the Judges of the Supreme Court,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying bill, entitled

A bill to amend section 14 of an act entitled "An act to provide for the organization of the Supreme Court, pursuant to section 2 of article 6 of the constitution," approved February 16, 1857, being section 3378 of the compiled laws,

Recommending that the bill do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, *Chairman.*

Report accepted and committee discharged.

The bill was read a first and second time by its title, ordered printed, referred to the committee of the whole, and placed on the general order.

REPORTS OF SELECT COMMITTEES.

The select committee to whom was referred the message of His Excellency the Governor, to designate a proper reference to the standing committees of the subject matter therein contained, have had the same under consideration, and have directed me to report, recommending the following references, and ask to be discharged from the further consideration of the subject :

So much thereof as relates to the finances, to the committee of ways and means ;

So much as relates to a change in the termination of the fiscal year, to the committees of ways and means and State affairs, jointly ;

So much as relates to the subject of education, State Normal School, and University, to the committee on education ;

So much as relates to the Agricultural College, to the committees on agriculture and education, jointly ;

That which relates to the education of the deaf, dumb, and blind, to the committee on the Asylum for the Deaf, Dumb, and Blind ;

So much as relates to the Asylum for the Insane, to the committee on the Insane Asylum ;

So much as relates to the Reform School, to the committee on the reform school ;

So much as relates to the State Prison, to the committee on State Prison ;

So much as relates to the examination of penal, reformatory, and charitable institutions, to a joint committee of both Houses, composed of the committee on the Reform School and State Prison, on the part of the House, and a like appropriate committee on the part of the Senate ;

So much as relates to State lands and roads, to the committees on public lands and roads and bridges ;

So much as relates to the St. Marie's falls ship Canal, to the committee on internal improvement ;

That which relates to a geological survey, to the committee on geological survey ;

That which relates to emigration, to the committee on immigration ;

So much as relates to the military department, to the committee on military affairs ;

That which relates to bounties, to the committee on ways and means ;

So much as relates to claims, to the committee on State affairs ;

That which relates to constitutional amendments, to the committee on the judiciary ;

So much as relates to the revision of the judicial districts, to the committee on the judiciary ;

So much as relates to Congressional, Senatorial and Representative districts, to the committee on State affairs.

That which relates to a recompilation of the laws, to the judiciary committee ;

So much as relates to suits by the State, for trespasses on public lands, to the committee on the judiciary ;

So much as relates to the drain laws, to a select committee on ditches and drains ;

So much as relates to circuit court commissioners, notaries public, and commissioners of deeds, to the committee on the judiciary ;

So much as relates to a new capitol, to the committees on State affairs and ways and means jointly.

All of which is respectfully submitted.

A. CAMERON, *Chairman.*

Report accepted and committee discharged.

Mr. Hazen moved to amend the report by referring that portion of the Governor's message in regard to re-districting the State to a select committee of two from each Congressional district, and one at large, instead of to the committee on State affairs.

Mr. Swineford moved to amend the amendment by making the number at large three instead of one ;

Which was accepted.

Mr. Roof moved to amend the amendment by making the number from each Congressional district three, instead of two ;

Which motion did not prevail.

Mr. Adams moved, as a substitute for the original motion, to amend so that the matter be referred to the committee on

State affairs and a select committee of one from each Congressional district;

Which motion did not prevail.

Mr. Roost moved to amend the amendment by adding thereto "and that such committee act jointly with the committee appointed by the Senate on the same subject;"

Which motion did not prevail.

The motion of Mr. Hazen then prevailed.

Mr. Holt moved to further amend the report so as to refer the subject of the Agricultural College to the committee on that institution instead of the committees on agriculture and education jointly;

Which motion prevailed.

The report, as amended, was then adopted.

NOTICES.

Mr. Andrews gave notice that on some future day he would ask leave to introduce

A bill to extend the time for the collection of a tax now levied in the township of Novi, county of Oakland, to defray the expense of cutting a ditch in said township, known as the Sessions and Goodell extension ditches.

Mr. Grosvenor gave notice that on some future day he would ask leave to introduce

A bill to amend act 39, laws 1869, entitled "An act authorizing the locating, establishing, and constructing of ditches, drains, and water-courses by highway commissioners of townships, and repealing all acts relating thereto."

Mr. Fenton gave notice that on some future day he would ask leave to introduce

A bill asking for an appropriation of swamp land to lay out and establish a State road from Mackinac City to Little Traverse Bay;

Also,

A joint resolution asking Congress for an appropriation of

money to complete the enlargement of the Sault Ste. Marie Ship Canal.

Mr. Thayer gave notice that on some future day he would ask leave to introduce

A bill to provide for a State road and ditches from Bad Axe, in Huron county, to a point in town 12 north, of range 12 east, in Sanilac county, and ask for an appropriation to construct said road;

Also,

A bill to amend act No. 406, of the laws of 1869, being "An act to provide for the construction of a certain ditch in Sanilac county."

Mr. Adams gave notice that on some future day he would ask leave to introduce

A bill to amend section 79, of chapter 93, of the revised statutes of 1846, entitled "Of courts held by justices of the peace," as amended by act approved February 13th, 1855, being section 3731, of the compiled laws.

Mr. Gillam gave notice that on some future day he would ask leave to introduce

A bill to amend an act, entitled "An act to amend chapter 114, of the revised statutes," entitled "Of proceedings against debtors by attachment," being sections 4773, 4774, 4775, and 4776, of the compiled laws.

Mr. Swineford gave notice that on some future day he would ask leave to introduce

A joint resolution asking Congress for an appropriation for the further improvement of the harbor at Marquette, on Lake Superior.

Mr. Phillips gave notice that on some future day he would ask leave to introduce

A bill to amend section 1017, being No. 2 of section 5, chapter 20, compiled laws 1857, relating to amount of labor assessed by commissioners of highways in townships.

Mr. Barnaby gave notice that on some future day he would ask leave to introduce

A bill to amend section 11 of chapter 10 of the compiled laws, being an act to define the duties and powers of boards of supervisors of the several counties, and to confer upon them certain local, administrative and legislative powers.

Mr. S. W. Hill gave notice that on some future day he would ask leave to introduce

A joint resolution asking the Congress of the United States for a further appropriation to complete the deepening of the channel between the waters of Lake Superior and Eagle Harbor, in the county of Keweenaw.

Mr. W. H. C. Mitchell gave notice that on some future day he would ask leave to introduce

A bill to organize the county of Missaukee.

Mr. Cameron gave notice that on some future day he would ask leave to introduce

A bill to amend section one of an act entitled "An act to authorize the introduction of water into, and the construction or purchase of hydraulic works in the cities and villages in the State of Michigan."

Mr. Huston gave notice that on some future day he would ask leave to introduce

A bill to prevent the hounding of deer.

Mr. Copley gave notice that on some future day he would ask leave to introduce

A bill to amend section 13, of chapter 51, of compiled laws, relating to bounties for wolves and other noxious animals.

Mr. Montgomery gave notice that on some future day he would ask leave to introduce

A bill to amend section 1, of act No. 112, of the session laws of 1848, entitled "An act to authorize Peter M. Kinde to build a dam across Grand River."

Mr. J. M. Osborn gave notice that on some future day he would ask leave to introduce

A bill to amend section eighteen of act one hundred sixty-nine of the session laws of eighteen hundred and sixty-nine,

being "An act to provide for a uniform assessment of property and for the collection and return of taxes thereon."

Mr. Roof gave notice that on some future day he would ask leave to introduce

A bill to amend an act entitled "An act to provide for the incorporation of water power companies," approved March 20, 1863.

INTRODUCTION OF BILLS.

Mr. J. Haynes, previous notice having been given, and leave being granted, introduced

A bill to legalize the tax roll of the township of Alpena, in the county of Alpena, for the year 1870, and to extend the time for the collection of the taxes therein.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. N. R. Hill, previous notice having been given and leave being granted, introduced

A bill to incorporate the village of Rockford.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Huston, previous notice having been given and leave being granted, introduced

A bill to repeal act number 43 of the session laws of 1869, being an act entitled "An act to provide for the drainage of swamps, marshes, and other low lands."

The bill was read a first and second time by its title, and referred to the committee on drainage.

Mr. C. B. Grant, previous notice having been given, and leave being granted, introduced

A bill to amend section 18 of "an act to authorize the business of banking," approved February 16, 1857.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Minne, previous notice having been given and leave being granted, introduced

A bill to incorporate the Marine City Workman's Aid Society.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Coulter, previous notice having been given and leave being granted, introduced

A bill to amend section 17, of chapter 154, of the revised statutes of 1846, being section 5761, of chapter 181, of the compiled laws, entitled "Of offenses against property."

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. W. H. C. Mitchell, previous notice having been given and leave being granted, introduced

A bill to organize the county of Kalkaska, and attach thereto the unorganized county of Crawford.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Crane, previous notice having been given and leave being granted, introduced

A bill to legalize the tax rolls of the township of Deerfield, in the county of Lenawee, for each of the years 1869 and 1870.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. J. M. Osborn, previous notice having been given, and leave being granted, introduced

A bill to amend section 22, of chapter 21, of the compiled laws, as enacted by act number 71 of the session laws of 1869.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Gibson, previous notice having been given and leave being granted, introduced

A bill to provide for the incorporation and charter of the Children's Banking Association of Michigan.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. W. H. C. Mitchell, previous notice having been given, and leave being granted, introduced

A bill to provide for the drainage and reclamation of swamp lands by means of a State road and ditches from the east arm of Grand Traverse bay to Manistee river, in Kalkaska county.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. W. H. C. Mitchell, previous notice having been given and leave being granted, introduced

A bill to provide for the drainage and reclamation of swamp lands, by means of a State road and ditches from Sherman in an easterly direction to intersect the Midland City, Houghton Lake and Traverse Bay State road.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. W. H. C. Mitchell, previous notice having been given and leave being granted, introduced

A bill to provide for the drainage and reclamation of swamp lands, by means of a State road and ditches from the head of the east arm of Grand Traverse Bay to O. E. Clark's on the Midland City, Houghton Lake and Traverse Bay State road.

The bill was read a first and second time by its title, and referred to the committee on public lands.

MOTIONS AND RESOLUTIONS.

Mr. Swineford moved to reconsider the vote by which the following resolution was adopted:

Resolved (the Senate concurring), That there be printed of the Governor's message for the use of the House, 2,000 copies in the English language, 3,000 in the German language, 1,000 in the Holland, and 1,000 in the Swedish language: *Provided*, the translation and printing of the same in the Holland and the Swedish languages shall be done at an expense not to exceed \$50 for each 1,000 copies;

Which motion prevailed.

Mr. S. W. Hill moved to amend the resolution by striking out the words “(the Senate concurring)”;

Which motion prevailed.

Mr. Garrison moved to amend by inserting after the word “printed,” the words, “and delivered to the House within 30 days;”

Which motion prevailed.

Mr. Holt moved to amend the resolution by striking out the proviso and inserting the following in lieu thereof: “*Provided*, the extra expense of not exceeding twenty-five dollars for each foreign language above named shall be incurred for the translation and printing the same;”

Which motion did not prevail.

Mr. Ferry moved to amend by striking out the words “2,000 copies in the English language;”

Which motion did not prevail.

The resolution was then adopted.

Mr. Watkins offered the following:

Resolved, That the committee on ways and means be and they are hereby instructed to inquire into the expediency of authorizing the State Treasurer to invest any moneys now on hand in the treasury belonging to the State, not required for present use, in the bonds of the United States government, and report by bill or otherwise;

Which was adopted.

Mr. Greusel moved that the House adjourn;

Which motion did not prevail.

On motion of Mr. N. L. Miller,

The House took a recess till 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker.
Roll called: quorum present.

PRESENTATION OF PETITIONS.

By Mr. Roof: Petition of Henry L. Mitchell and 286 others, citizens of the village of Ionia, asking that the charter of the village of Ionia be so amended that the village marshal shall hereafter be elected by the people;

Referred to the committee on banks and incorporations.

By Mr. Kellogg: Resolution of the board of supervisors of Ionia county, asking for the repeal of the law establishing the office of county superintendent of schools, and restoring the system of township inspectors;

Referred to the committee on education.

By Mr. W. H. C. Mitchell: Petition of Daniel Reeder, R. E. Golden, J. D. Snyder, and 19 others, citizens of Missaukee county, asking for the organization of said county;

Also,

Petition of Ira Van Meter, Gillis McBain, Duncan McBain, and 109 others, citizens of Missaukee county, for the same purpose;

Referred to the committee on towns and counties.

By Mr. W. H. C. Mitchell: Petition of John Vogel, Otto Schaap, and 48 others, citizens of Missaukee county, in reference to the location of the county seat for said county;

Also,

Petition of Henry Van Meter, Gillis McBain, Duncan McBain, and 40 others, citizens of Missaukee county, for the same purpose;

Also,

Petition of Daniel Reeder, J. D. Snyder, R. E. Golden, and 18 others, citizens of Missaukee county, for the same purpose.

Referred to the committee on towns and counties.

MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER,
Lansing, January 11, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bill :

Senate manuscript bill, entitled

A bill to provide for paying publishers of newspapers for publishing the general laws of the State,

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,
Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on printing.

NOTICES.

Mr. Garfield gave notice that on some future day he would ask leave to introduce

A bill to amend act No. 148, of the session laws of 1869, in relation to the support of poor persons, approved April 5, 1869.

Mr. Little gave notice that on some future day he would ask leave to introduce

A bill to amend paragraph 4778, of section 2, compiled laws, relative to garnishee proceedings.

Mr. Grosvenor gave notice that on some future day he would ask leave to introduce

A joint resolution requesting and urging our Senators and Representatives in Congress to ask an appropriation from Congress to repair and improve the harbor and ship canal at Monroe, in the county of Monroe.

Mr. Edwards gave notice that on some future day he would ask leave to introduce

A bill to amend section 31, act No. 169, session laws of 1869, approved April 6, 1869, entitled "An act to provide for a uniform assessment of property."

INTRODUCTION OF BILLS.

Mr. Hoyt, previous notice having been given and leave being granted, introduced

A bill to amend section 6, of chapter 140, of the revised statutes of 1846, being section 5366 of the compiled laws, relative to limitations of personal actions.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Millington, previous notice having been given and leave being granted, introduced

A bill to amend section 9 of an act entitled "An act to provide for the appointment of a stenographer for the circuit court for the county of Wayne, and other counties in this State, and to limit the operations of sections 1 and 4 of an act to declare and establish the practice in charging or instructing juries, and in settling the law in cases tried in circuit courts," approved March 30, 1869; approved April 2, 1869.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

On motion of Mr. S. W. Hill,

The House adjourned.

Lansing, Thursday, January 12, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Hickox.

Roll called: quorum present.

Absent without leave: Messrs. Adams, Boyce, Clement, Copley, Coulter, Doty, Fenton, Hart, Hughes, Kellogg, E. R. Miller, White, and Walton.

On motion of Mr. H. Haynes,

Leave of absence was granted to the following named gentlemen for the day: Messrs. Walton, E. R. Miller, Kellogg, Coulter, and White, members of the committee on agriculture. Also, Messrs. Copley, Cameron, Doty, Pattengell, and Childs, members of the committee on Agricultural College.

Mr. Greusel asked and obtained leave of absence for himself until Tuesday.

Mr. Montgomery asked and obtained leave of absence for Mr. Adams until Tuesday.

Mr. Minne asked and obtained leave of absence for Mr. Boyce until Tuesday.

Mr. Cochrane asked and obtained leave of absence for Mr. Fenton until Tuesday.

Mr. Montgomery asked and obtained leave of absence for Mr. Hughes for the day.

PRESENTATION OF PETITIONS.

By Mr. H. Haynes: Petition of Julius S. Barber, C. P. Benton, G. H. Turner, and 40 others, citizens of Branch county, asking the passage of a law to prevent cruelty to animals and birds;

Referred to the committee on agriculture.

By Mr. Frost: Petition of J. J. Hixson, and 152 others, citizens of Oakland county, asking the repeal of so much of the present school law as pertains to the office of county superintendent of schools;

Referred to the committee on education.

REPORTS OF STANDING COMMITTEES.

By the committee on banks and incorporations :

The committee on banks and incorporations, to whom was referred

A bill to amend section 41, of "An act to revise the charter of the city of Flint," approved March 20, 1867,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Williams,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to incorporate the Marine City Workman's Aid Society,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hoyt,

The bill was laid on the table.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend section eighteen of "An act to authorize the business of banking," approved February 16, 1857,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on printing:

The committee on printing, to whom was referred manuscript Senate bill, entitled

A bill to provide for paying publishers of newspapers for publishing the general laws of the State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN ROOST, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Roost,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,
Adsit,
Barnaby,
Brockway,
Brown,
Chamberlain,
Cherry,

Mr. Haack,
H. Haynes,
J. Haynes,
Haywood,
Hazen,
S. W. Hill,
Holland,

Mr. Norris,
C. Y. Osburn,
J. M. Osborn,
Pearl,
Pattengell,
Phillips,
Pierson,

Mr. Clement,	Mr. Holt,	Mr. Post,
Climie,	Houseman,	Priest,
Cochrane,	Hoyt,	Riford,
Congdon,	Huff,	Rood,
Crane,	Hurlbut,	Roof,
Crofoot,	Huston,	Roost,
Dalton,	Knapp,	Ross,
Edwards,	Lamb,	Runyan,
Ferris,	Landon,	Smith,
Ferry,	Little,	Sumner,
Frost,	McGonegal,	Swineford,
Garfield,	N. L. Miller,	Thayer,
Garrison,	R. C. Miller,	Tobey,
Gibson,	Millington,	Van Scoy,
Gillam,	Minne,	Walker,
C. B. Grant,	P. Mitchell,	Watkins,
Gorman,	W.H.C. Mitchell,	Webster,
Green,	Montgomery,	Williams,
Greusel,	Moshier,	Speaker.
Grosvenor,		

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Title agreed to.

On motion of Mr. Roost,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on local taxation:

The committee on local taxation, to whom was referred

A bill to legalize the tax-roll of the township of L'Anse, in the county of Houghton, for the year 1870, and to extend the time for the collection of the taxes of said township,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. H. CRANE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. W. H. C. Mitchell,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

A bill to amend section nine of an act entitled "An act to provide for the appointment of a stenographer for the circuit court for the county of Wayne, and other counties in this State, and to limit the operation of sections one and four, of "An act to declare and establish the practice in charging or instructing juries, and in settling the law in cases tried in circuit courts, approved March 30, 1869," approved April 2, 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

On motion of Mr. H. Haynes,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

A bill to amend section six, of chapter 140, of the revised statutes of 1846, being section 5366 of the compiled laws, relative to limitations of personal actions,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hoyt,
The House concurred in the amendments made to the bill
by the committee.

The bill was then ordered printed, referred to the committee
of the whole, and placed on the general order.

NOTICES.

Mr. Andrews gave notice that on some future day he would
ask leave to introduce

A bill to amend section 1 of an act entitled "An act to pro-
vide for the payment of certain drainage orders outstanding in
the county of Oakland," approved April 3, 1869.

Mr. N. L. Miller gave notice that on some future day he
would ask leave to introduce

A bill to amend the act of incorporation of the village of
New Baltimore.

Mr. Brockway gave notice that on some future day he would
ask leave to introduce

A bill to amend an act entitled "An act to define the limits,
jurisdiction, and powers of circuit courts," approved April 8,
1851.

Mr. Adsit gave notice that on some future day he would ask
leave to introduce

A bill to amend the charter of the village of Spring Lake,
Ottawa county.

Mr. Swineford gave notice that on some future day he would
ask leave to introduce

A bill to protect the people of Michigan from empiricism,
and elevate the standing of the medical profession.

Mr. Post gave notice that on some future day he would ask
leave to introduce

A bill to amend section 3260 of the compiled laws.

Mr. Hurlbut gave notice that on some future day he would
ask leave to introduce

A bill to legalize the tax-roll of the township of Geneva, in

the county of Van Buren, for the current year, and to authorize the township treasurer to collect the same.

Mr. Gibson gave notice that on some future day he would ask leave to introduce

A bill to incorporate the St. George's Society of the city of Detroit.

Mr. Moshier gave notice that on some future day he would ask leave to introduce

A bill to incorporate the village of Linden, in the county of Genesee.

Mr. R. J. Grant gave notice that on some future day he would ask leave to introduce

A bill to amend section 7, of act No. 205, of the session laws of 1865, entitled "An act to provide for a tax on dogs."

Mr. Huston gave notice that on some future day he would ask leave to introduce

A bill to aid in the construction of the Bridgeport and Forestville State road, and making an appropriation of swamp land for the same.

INTRODUCTION OF BILLS.

Mr. Hazen, previous notice having been given and leave being granted, introduced

A bill to repeal act No. 205 of the session of 1865, approved March 16, 1865, relating to a tax upon dogs.

The bill was read a first and second time by its title, and referred to the committee on agriculture.

Mr. Cherry, previous notice having been given and leave being granted, introduced

Joint resolution proposing an amendment to section 1, article 11, of the constitution of this State, relative to changing the time of holding the annual township meeting.

The joint resolution was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Harris, previous notice having been given and leave being granted, introduced

Joint resolution asking the Congress of the United States to make an appropriation for the completion of the harbor at the mouth of the Ontonagon river.

The joint resolution was read a first and second time by its title, and referred to the committee on internal improvement.

Mr. Gillam, previous notice having been given and leave being granted, introduced

A bill to re-incorporate the village of Bronson.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Post, previous notice having been given and leave being granted, introduced

A bill to authorize the commissioners of highways of the townships of Michigan to alter or vacate the territorial roads in their townships.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Holland, previous notice having been given and leave being granted, introduced

Joint resolution to modify and confirm the action of the railroad board of control in relation to the forfeited lands of the Marquette and Ontonagon railroad company, and to confer said lands on the Houghton and Ontonagon railroad company.

The joint resolution was read a first and second time by its title, and referred to the committee on internal improvement.

THIRD READING OF BILLS.

House manuscript bill, entitled

A bill to legalize the tax roll of the township of L'Anse, in the county of Houghton, for the year 1870, and to extend the time for the collection of the taxes of said township,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Greusel,	Mr. Moshier,
Adsit,	Grosvenor,	Norris,
Andrews,	Haack,	C. Y. Osburn,
Atwood,	Harris,	J. M. Osborn,
Barnaby,	H. Haynes,	Pearl,
Brockway,	J. Haynes,	Pattengell,
Brown,	Haywood,	Phillips,
Chamberlain,	Hazen,	Pierson,
Cherry,	S. W. Hill,	Post,
Childs,	Holland,	Priest,
Clement,	Houseman,	Riford,
Climie,	Hoyt,	Rood,
Cochrane,	Huff,	Roof,
Congdon,	Hurlbut,	Roost,
Crane,	Huston,	Ross,
Crofoot,	Knapp,	Runyan,
Edwards,	Lamb,	Smith,
Ferris,	Landon,	Sumner,
Ferry,	Little,	Swineford,
Frost,	McGonegal,	Thayer,
Garfield,	N. L. Miller,	Tobey,
Garrison,	R. C. Miller,	Van Scoy,
Gibson,	Millington,	Walker,
Gillam,	Minne,	Watkins,
C. B. Grant,	P. Mitchell,	Webster,
R. J. Grant,	W.H.C. Mitchell,	Williams,
Gorman,	Montgomery,	Speaker,
Green,		

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Title agreed to.

On motion of Mr. S. W. Hill,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

MOTIONS AND RESOLUTIONS.

Mr. J. Haynes offered the following:

Resolved, That 300 copies of the list of standing committees of the House be printed for the use of the House;

Which was withdrawn.

Mr. Ferris offered the following:

Resolved, That the committee on education be instructed to

inquire into the expediency of so altering our primary school laws as to give to the board of school inspectors of each township in this State the power to establish a uniform system of school books in the primary schools of their respective townships, and when it shall have been so established it shall not be changed during the term of three years;

Which was adopted.

Mr. Walker offered the following:

Resolved, That no smoking be allowed in this hall during the present session;

Which was adopted.

Mr. Crane offered the following:

Resolved, That this House, on Tuesday next, at 11 o'clock in the forenoon, proceed openly, by a *viva voce* vote, each member present naming one person for Senator in Congress, to elect a Senator in Congress in place of Jacob M. Howard, whose term of office expires on the 4th day of March next.

On motion of Mr. Roost,

The resolution was laid on the table.

Mr. Greusel offered the following:

Resolved, That the Clerk of the House be instructed to correspond with gentlemen in relation to the translation of the Governor's Message in the different languages ordered to be printed by the House, and also for the printing of the same at as early a day as can conveniently be done;

Which was adopted.

On motion of Mr. Brockway,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

PRESENTATION OF PETITIONS.

By Mr. Lamb: Petition of Charles W. Ballard, O. P. Weston, O. J. Castle, and 45 others, citizens of Lapeer county, asking that a State road be laid out, commencing at Beechville, in the township of North Branch, in Lapeer county, thence westerly to the town of Marathon, in said county, and that an appropriation of swamp land of one section to the mile be granted for the construction of the same;

Referred to the committee on public lands.

REPORTS OF STANDING COMMITTEES.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred that part of the Governor's message in reference to compiling the laws of this State, respectfully report that they have had the same under consideration, and have directed me to report the accompanying bill, entitled

A bill to collect, compile, and reprint the laws of this State,

Recommending that the bill do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman*.

Report accepted and committee discharged.

The bill was read a first and second time by its title, ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on local taxation;

The committee on local taxation, to whom was referred

A bill to legalize the tax-rolls of the township of Deerfield, in Lenawee county, for the years eighteen hundred and sixty-nine and eighteen hundred and seventy;

Respectfully report that they have had the same under

consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. H. CRANE, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

NOTICES.

Mr. N. R. Hill gave notice that on some future day he would ask leave to introduce

A bill to incorporate the village of Cedar Springs, in the county of Kent, State of Michigan.

Mr. Rood gave notice that on some future day he would ask leave to introduce

A bill to extend the time for the collection of certain drain taxes in Lapeer county.

Mr. Harris gave notice that on some future day he would ask leave to introduce

A bill to amend section six (6) of act No. 20, of laws of 1864, being "An act to accept of the grants of land made to the State of Michigan by the United States to aid in the construction of a military road from Fort Wilkins, Copper Harbor, to the Wisconsin State line, by way of Houghton, on Portage Lake, and to provide for the laying out and construction of the same," approved February 4th, 1864.

Mr. Lamb gave notice that on some future day he would ask leave to introduce

A bill to extend the time of collection of a certain ditch tax in the town of Burlington, county of Lapeer.

INTRODUCTION OF BILLS.

Mr. Grosvenor, previous notice having been given and leave being granted, introduced

Joint resolution, requesting and urging our Senators and

Representatives in Congress to ask an appropriation from Congress to repair and improve the harbor and ship canal at Monroe, in the county of Monroe, State of Michigan.

The joint resolution was read a first and second time by its title, and referred to the committee on federal relations.

MOTIONS AND RESOLUTIONS.

Mr. H. Haynes moved to discharge the committee of whole from the further consideration of House bill No. 5, entitled

A bill to legalize the tax roll of the township of Leonidas, in the county of St. Joseph, for the year 1870, and to extend the time for the collection of taxes therein until March 1, 1871,

Which motion prevailed.

On motion of Mr. H. Haynes,

The rules were suspended and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adam,	Mr. Haack,	Mr. Moshier,
Adsit,	Harris,	Norris,
Andrews,	H. Haynes,	C. Y. Osburn,
Atwood,	J. Haynes,	J. M. Osborn,
Barnaby,	Haywood,	Pearl,
Brockway,	Hazen,	Pattengell,
Brown,	N. R. Hill,	Phillips,
Chamberlain,	S. W. Hill,	Pierson,
Cherry,	Holland,	Post,
Childs,	Holt,	Priest,
Clement,	Houseman,	Riford,
Climie,	Hoyt,	Rood,
Cochrane,	Huff,	Roof,
Congdon,	Hurlbut,	Roost,
Crane,	Huston,	Ross,
Dalton,	Knapp,	Runyan,
Edwards,	Lamb,	Smith,
Ferris,	Landon,	Sumner,
Ferry,	Little,	Swineford,

Mr. Frost,	Mr. McGonegal,	Mr. Thayer,	
Garfield,	N. L. Miller,	Tobey,	
Garrison,	R. C. Miller,	Van Scoy,	
Gibson,	Millington,	Walker,	
Gillam,	Minne,	Watkins,	
R. J. Grant,	P. Mitchell,	Webster,	
Gorman,	W.H.C. Mitchell,	Williams,	
Green,	Montgomery,	Speaker,	
Grosvenor,			82
	NAYS.		9

Title agreed to.

On motion of Mr. Walker,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Watkins offered the following:

Resolved That the Quartermaster General be and he is hereby requested, at as early a day as practicable, to furnish this House with a report of the amount of ordnance stores and camp and garrison equipage now on hand belonging to the State and the condition they are in at this time;

Which was adopted.

Mr. Swineford offered the following:

Resolved That the judiciary committee be and they are hereby requested to inquire into the practicability of abridging and simplifying the practice, pleadings, forms and records of the courts of record in this State, and in regard to abolishing the distinct actions now in use, and also the propriety of providing for the administration of justice by a uniform mode of proceeding without distinction between law and equity;

Which was not adopted.

Mr. Philips asked and obtained leave of absence for himself until Tuesday.

GENERAL ORDER.

On motion of Mr. Brockway,

The House went into committee of the whole, on the general order,

Mr. Holt in the chair.

After some time spent therein, the committee rose, and, through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 1, entitled

A bill to organize the township of Pioneer, in the unorganized county of Missaukee;

2. House bill No. 2, entitled

A bill to organize the township of Mancelona, in Otsego and Antrim counties;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills:

3. House bill No. 3, entitled

A bill to organize the township of Round Lake, in the unorganized counties of Kalkaska and Crawford;

4. House bill No. 4, entitled

A bill to amend section 2, of act No. 105, of the session laws of 1863, being section No. 2231, in relation to granting diplomas to graduates of State normal schools, approved March 13, 1863;

5. House bill No. 6, entitled

A bill to amend section fourteen of "An act entitled an act to provide for the organization of the Supreme Court pursuant to section two, of article six, of the constitution," approved February 16, 1857, being section three thousand three hundred and seventy-eight of the compiled laws;

Have made no amendment thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

H. H. HOLT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Riford,

The House concurred in the amendments to the first and second named bills, and they were placed on the order of third reading.

The third, fourth, and fifth named bills were placed on the order of third reading.

MESSAGE FROM THE SENATE.

By unanimous consent the Speaker announced the following:

SENATE CHAMBER, }
Lansing, January 12, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 1, entitled

A bill to amend section fifty of "An act to provide for the incorporation of railroad companies," approved February 12th, 1855,

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,
Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

On motion of Mr. Brockway,

The House adjourned.

Lansing, Friday, January 13, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Straub.

Roll called: quorum present.

Absent without leave: Messrs. C. B. Grant and Riford.

Mr. Little asked and obtained leave of absence for himself until Tuesday.

Mr. Post asked and obtained leave of absence for Mr. C. B. Grant until Monday next.

Mr. Chamberlain asked and obtained leave of absence for Mr. Riford until Tuesday.

The Speaker announced the following communication:

SAVINGS FUND INSTITUTE, }
Detroit, January 6, 1871. }

To the Speaker of the House of Representatives:

SIR—On behalf of the trustees of this Institution I have the honor to transmit herewith a statement of its condition on December 31st, 1870.

Very respectfully, your obedient servant,

A. H. ADAMS,
Cashier.

Condition of the Detroit Savings Fund Institute, December 31, 1870.

LIABILITIES.

To depositors.....	\$1,166,691 27
Excess of means.....	134,448 50
	<u>\$1,301,139 77</u>

MEANS.

Mortgages and bills discounted.... \$620,626 72

Bonds:

United States.....	\$ 86,700 00
State of Michigan..	104,000 00
County of Wayne...	33,000 00
City of Detroit.....	11,900 00

N.Y. Cent Park Fund	\$4,700 00	
State of Missouri....	1,610 00	
Det. & Mil. R. R. Co..	1,875 50	
Detroit Car Works..	2,000 00	
	<hr/>	\$245,785 50
Office furniture and safes.....	2,312 45	
U. S. revenue stamps.....	530 00	
	<hr/>	\$869,254 67
Cash:		
On deposit New York		
and Boston.....	\$124,903 92	
On hand.....	306,981 18	
	<hr/>	\$431,885 10
		<hr/>
		<u>\$1,301,139 77</u>

The communication was laid on the table.

The Speaker announced the following special committee on re-districting the State:

Messrs. Hazen, N. L. Miller, Hoyt, Grosvenor, Cameron, Riford, W. H. C. Mitchell, Holt, P. Mitchell, C. B. Grant, Holland, Huston, Adam, Swineford, and Hart.

PRESENTATION OF PETITIONS.

By Mr. Grosvenor: Petition of Dr. A. J. Sawyer, Charles J. Hempel, S. B. Thayer, C. A. Jeffries, E. A. Drake, A. Bagley, R. D. Glasgood, Geo. A. Robertson, citizens of the State, and a committee of homeopathic physicians, praying, among other things, the reorganization of the medical department of the State University, so as to admit a chair of homeopathy;

Referred to the committee on education.

REPORTS OF STANDING COMMITTEES.

By the committee on federal relations:

The committee on federal relations, to whom was referred

Joint resolution requesting and urging our Senators and Representatives in Congress to ask an appropriation from Con-

gress to repair and improve the harbor and ship canal at Monroe, in the county of Monroe, and State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. H. BROCKWAY, *Chairman*.

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to re-incorporate the village of Bronson,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Barnaby,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on agriculture:

The committee on agriculture, to whom was referred

A bill to amend section one of an act entitled, "An act to amend section sixteen hundred and eighty-seven of the compiled laws, requiring boards of supervisors to raise an annual tax for the benefit of county agricultural societies,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the

House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JACOB WALTON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred the petition of William Jennison, asking that his account as State reporter be credited with the 200 volumes of Michigan Reports delivered to the State in each edition,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying bill, entitled

A bill to amend section 1, of act No. 133, of the first volume of the session laws of 1869, entitled "An act in relation to the Michigan Reports deposited with the Secretary of State," approved April 3d, 1869,

Recommending that the bill do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

The petition was laid on the table.

The bill was read a first and second time by its title, ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred Senate bill No. 1, entitled

A bill to amend section 50, of "An act for the incorporation of railroad companies," approved February 12, 1855,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do

pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

MESSAGE FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }
Lansing, January 12, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 2, entitled

A bill to authorize the consolidation of mining corporations,

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,
Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on mines and minerals.

NOTICES.

Mr. Crofoot gave notice that on some future day he would ask leave to introduce

A bill making appropriations for the State Normal School.

Mr. Bates gave notice that on some future day he would ask leave to introduce

A bill to organize the county of Clare.

Mr. Cochrane gave notice that on some future day he would ask leave to introduce

A bill relative to the proof of corporations and joint stock companies in judicial proceedings ;

Also,

A bill to provide for and regulate the taking of testimony in divorce cases ;

Also,

A bill to provide for keeping fuller records of tax sales in county treasurers' offices.

Mr. Gray gave notice that on some future day he would ask leave to introduce

A bill to organize the county of Lake.

Mr. Coulter gave notice that on some future day he would ask leave to introduce

A bill to amend sections 58 and 107, of the session laws of 1869, approved April 3, 1869, being sections 2301 and 2350 of the compiled laws, entitled "Of primary schools."

Mr. Copley gave notice that on some future day he would ask leave to introduce

A bill to amend section 15, of act No. 169, of the session laws of 1869, entitled "An act to provide a uniform assessment of property, and for the collection and return of taxes thereon."

INTRODUCTION OF BILLS.

Mr. Andrews, previous notice having been given and leave being granted, introduced

A bill to amend section one of an act entitled "An act to provide for the further payment of certain drainage orders outstanding in the county of Oakland," approved April 3, 1869.

The bill was read a first and second time by its title, and referred to the committee on drainage.

Mr. Gibson, previous notice having been given and leave being granted, introduced

A bill to incorporate the St. George's Society of Detroit.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Barnaby, previous notice having been given and leave being granted, introduced

A bill to amend section 11, of act number 156, of the laws of 1851, approved April 8th, 1851, being section 11, of chapter 10, of the compiled laws, entitled "An act to define the powers and duties of the boards of supervisors of the several counties, and to confer upon them certain administrative and legislative powers."

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Hurlbut, previous notice having been given and leave being granted, introduced

A bill to legalize the tax-roll of the township of Geneva, in the county of Van Buren, for the year 1870.

The bill was read a first and second time by its title, and

On motion of Mr. Hurlbut,

The rules were suspended, and the bill was placed on the order of third reading.

Mr. Adams, previous notice having been given and leave being granted, introduced

A bill to amend section 79, of chapter 93, of the revised statutes of 1846, entitled "Of courts held by justices of the peace," approved February 13, 1855, being section 3731 of the compiled laws.

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

Mr. Post, previous notice having been given and leave being granted, introduced

A bill to amend section 3260 of the compiled laws, relative to annulling a marriage on the grounds of the physical incapacity of one of the parties.

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

Mr. Cameron, previous notice having been given and leave being granted, introduced

A bill to amend section 1, of an act entitled "An act to authorize the introduction of water into, and the construction or purchase of hydraulic works in the cities and villages in the State of Michigan," approved August 4, 1870.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. R. J. Grant, previous notice having been given and leave being granted, introduced

A bill to amend section 7, of act number 205, of the session laws of 1865, entitled "An act to provide for a tax on dogs."

The bill was read a first and second time by its title, and referred to the committee on agriculture.

Mr. Lamb, previous notice having been given and leave being granted, introduced

A bill to extend the time of payment of drain taxes in the township of Burlington, in the county of Lapeer.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Sumner, previous notice having been given and leave being granted, introduced

A bill to provide for the construction of a drain in the township of Whiteford, county of Monroe, and making an appropriation of swamp lands to aid in the construction of the same.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. S. W. Hill, previous notice having been given and leave being granted, introduced

A bill to provide for laying out and establishing a State road in the township of Eagle Harbor, county of Keweenaw.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Copley, previous notice having been given and leave being granted, introduced

A bill to amend section 13, of chapter 51, of the compiled laws, relating to wolves and other noxious animals.

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The bill was read a first and second time by its title, and referred to the committee on agriculture.

Mr. Rood, previous notice having been given and leave being granted, introduced

A bill respecting the collection of a certain ditch tax in the township of Lapeer, county of Lapeer, for the year 1870, and for the re-assessment of the same.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

THIRD READING OF BILLS.

House bill No. 1, entitled

A bill to organize the township of Pioneer, in the unorganized county of Missaukee,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gorman,	Mr. Millington,
Adams,	Gray,	Minne,
Adsit,	Green,	P. Mitchell,
Andrews,	Greusel,	Montgomery,
Bates,	Grosvenor,	Moshier,
Brockway,	Haack,	Norris,
Brown,	Harris,	C. Y. Osburn,
Cameron,	Hart,	J. M. Osborn,
Chamberlain,	H. Haynes,	Pearl,
Cherry,	J. Haynes,	Pattengell,
Childs,	Haywood,	Post,
Clement,	Hazen,	Priest,
Climie,	N. R. Hill,	Rood,
Cochrane,	S. W. Hill,	Roof,
Congdon,	Holland,	Roost,
Copley,	Holt,	Ross,
Coulter,	Houseman,	Runyan,
Crane,	Hoyt,	Smith,
Crofoot,	Huff,	Sumner,
Dalton,	Hughes,	Swineford,
Doty,	Hurlbut,	Thayer,
Edwards,	Kellogg,	Tobey,
Ferris,	Knapp,	Van Scoy,
Ferry,	Lamb,	Walker,

Mr. Frost, Garfield, Garrison, Gibson, Gillam, R. J. Grant,	Mr. Landon, Little, McGonegal, E. R. Miller, N. L. Miller, R. C. Miller,	Mr. Walton, Watkins, Webster, White, Williams, Speaker,	90
NAYS.			0

Title agreed to.

On motion of Mr. S. W. Hill,

By a vote of two-thirds of all the members elect, the bill ~~was~~ ordered to take immediate effect.

House bill No. 2, entitled

A bill to organize the township of Mancelona, in Otsego and Antrim countties,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adam, Adams, Adsit, Bates, Brockway, Brown, Cameron, Chamberlain, Cherry, Childs, Clement, Climie, Cochrane, Congdon, Copley, Coulter, Crane, Crofoot, Dalton, Doty, Edwards, Ferris, Ferry, Frost, Garfield,	Mr. Green, Greusel, Grosvenor, Haack, Harris, Hart, H. Haynes, J. Haynes, Haywood, Hazen, N. R. Hill, S. W. Hill, Holland, Holt, Houseman, Hoyt, Huff, Hughes, Hurlbut, Huston, Kellogg, Knapp, Lamb, Landon, Little,	Mr. Minne, P. Mitchell, Montgomery, Moshier, Norris, C. Y. Osburn, J. M. Osborn, Pearl, Pattengell, Pierson, Post, Priest, Rood, Roof, Roost, Ross, Runyan, Smith, Sumner, Swineford, Thayer, Tobey, Van Scoy, Walker, Walton,
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Mr. Garrison.	Mr. McGonegal,	Mr. Watkins,	
Gibson,	E. R. Miller,	Webster,	
Gillam,	N. L. Miller,	White,	
R. J. Grant,	R. C. Miller,	Williams,	
Gorman,	Millington,	Speaker,	
Gray,			91
	NAYS.		0

Title agreed to.

On motion of Mr. C. Y. Osburn,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 3, entitled

A bill to organize the township of Round Lake, in the unorganized counties of Kalkaska and Crawford,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gray,	Mr. Minne,
Adams,	Green,	P. Mitchell,
Adsit,	Greusel,	Montgomery,
Andrews,	Grosvenor,	Moshier,
Bates,	Haack,	Norris,
Brockway,	Harris,	C. Y. Osburn,
Brown,	Hart,	J. M. Osborn,
Cameron,	H. Haynes,	Pearl,
Chamberlain,	J. Haynes,	Pattengell,
Cherry,	Haywood,	Pierson,
Childs,	Hazen,	Post,
Clement,	N. R. Hill,	Priest,
Climie,	S. W. Hill,	Rood,
Cochrane,	Holland,	Roof,
Congdon,	Holt,	Roost,
Copley,	Houseman,	Ross,
Coulter,	Hoyt,	Runyan,
Crane,	Huff,	Smith,
Crofoot,	Hughes,	Sumner,
Dalton,	Hurlbut,	Swineford,
Doty,	Huston,	Thayer,
Edwards,	Kellogg,	Tobey,
Ferris,	Knapp,	Van Scoy,
Ferry,	Lamb,	Wa'ker,
Frost,	Landon,	Walton,

Mr. Garfield, Garrison, Gibson, Gillam, R. J. Grant, Gorman,	Mr. Little, McGonegal, E. R. Miller, N. L. Miller, R. C. Miller, Millington,	Mr. Watkins, Webster, White, Williams, Speaker,	
	NAYS.		92
			0

Title agreed to.

On motion of Mr. White,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 4, entitled

A bill to amend section 2, of act No. 105, of the session laws of 1863, being section No. 2231, in relation to granting diplomas to graduates of State normal schools, approved March 13, 1863 ;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam, Adams, Adsit, Andrews, Bates, Brockway, Brown, Cameron, Chamberlain, Cherry, Childs, Clement, Climie, Cochrane, Congdon, Copley, Coulter, Crane, Crofoot, Dalton, Doty, Edwards,	Mr. Gray, Green, Greusel, Grosvenor, Haack, Harris, Hart, H. Haynes, J. Haynes, Haywood, Hazen, N. R. Hill, S. W. Hill, Holland, Holt, Houseman, Hoyt, Huff, Hughes, Hurlbut, Huston, Kellogg,	Mr. Minne, P. Mitchell, Montgomery, Moshier, Norris, C. Y. Osburn, J. M. Osborn, Pearl, Pattengell, Pierson, Post, Priest, Rood, Roof, Roost, Ross, Runyan, Smith, Sumner, Swineford, Thayer, Tobey,
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Mr. Ferris,	Mr. Knapp,	Mr. Van Scoy,	
Ferry,	Lamb,	Walker,	
Frost,	Landon,	Walton,	
Garfield,	Little,	Watkins,	
Garrison,	McGonegal,	Webster,	
Gibson,	E. R. Miller,	White,	
Gillam,	N. L. Miller,	Williams,	
R. J. Grant,	R. C. Miller,	Speaker,	92
Gorman,	Millington,		
	NAYS.		0

The question being on agreeing to the title,

Mr. Hazen moved to amend by inserting after the figures "2231" the words "of the compiled laws;"

Which motion prevailed.

The title, as amended, was then agreed to.

On motion of Mr. Hazen,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 6, entitled

A bill to amend section fourteen of an act entitled "An act to provide for the organization of the Supreme Court pursuant to section two, of article six, of the Constitution," approved February 16, 1857, being section three thousand three hundred and seventy-eight of the compiled laws,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Williams moved to lay the bill on the table;

Which motion prevailed.

House manuscript bill, entitled

A bill to legalize the-tax roll of the township of Geneva, in the county of Van Buren, for the year 1870,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gorman,	Mr. Millington,
Adams,	Gray,	Minne,
Adsit,	Green,	P. Mitchell,
Andrews,	Greusel,	W.H.C. Mitchell,

Mr. Barnaby,	Mr. Grosvenor,	Mr. Montgomery,
Bates,	Haack,	Moshier,
Brockway,	Harris,	Norris,
Brown,	Hart,	C. Y. Osburn,
Cameron,	H. Haynes,	J. M. Osborn,
Chamberlain,	J. Haynes,	Pearl,
Cherry,	Haywood,	Pierson,
Childs,	Hazen,	Post,
Clement,	N. R. Hill,	Priest,
Climie,	S. W. Hill,	Rood,
Cochrane,	Holland,	Roof,
Congdon,	Houseman,	Roost,
Copley,	Hoyt,	Ross,
Coulter,	Huff,	Runyan,
Crane,	Hughes,	Smith,
Crofoot,	Hurlbut,	Sumner,
Dalton,	Huston,	Swineford,
Doty,	Kellogg,	Thayer,
Edwards,	Knapp,	Tobey,
Ferris,	Lamb,	Walker,
Ferry,	Landon,	Walton,
Frost,	Little,	Watkins,
Garfield,	McGonegal,	Webster,
Garrison,	E. R. Miller,	White,
Gibson,	N. L. Miller,	Williams,
Gillam,	R. C. Miller,	Speaker.
R. J. Grant,		

91

NAYS.

0

Title agreed to.

On motion of Mr. Post,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

MOTIONS AND RESOLUTIONS.

Mr. Adams moved to discharge the committee of the whole from the further consideration of House bill No. 7, entitled

A bill to amend section 41, of "An act to revise the charter of the city of Flint," approved March 20, 1867;

Which motion prevailed.

On motion of Mr. Adams,

The bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority

of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adam,	Mr. R. J. Grant,	Mr. P. Mitchell,
Adams,	Gorman,	W.H.C. Mitchell,
Adsit,	Gray,	Montgomery,
Andrews,	Green,	Moshier,
Atwood,	Grosvenor,	Norris,
Barnaby,	Haack,	C. Y. Osburn,
Bates,	Harris,	J. M. Osborn,
Brown,	Hart,	Pearl,
Cameron,	H. Haynes,	Pattengell,
Chamberlain,	J. Haynes,	Pierson,
Cherry,	Haywood,	Post,
Childs,	Hazen,	Priest,
Clement,	N. R. Hill,	Rood,
Climie,	S. W. Hill,	Roof,
Cochrane,	Holland,	Roost,
Congdon,	Holt,	Ross,
Copley,	Houseman,	Runyan,
Coulter,	Hoyt,	Smith,
Crane,	Huff,	Sumner,
Crofoot,	Hughes,	Swineford,
Dalton,	Hurlbut,	Thayer,
Doty,	Huston,	Tobey,
Edwards,	Kellogg,	Van Scoy,
Ferris,	Knapp,	Walker,
Ferry,	Lamb,	Walton,
Frost,	Landon,	Watkins,
Garfield,	Little,	Webster,
Garrison,	McGonegal,	White,
Gibson,	E. R. Miller,	Williams,
Gillam,	R. C. Miller,	Speaker. 90

NAYS.

Mr. Brockway, 1

The question being on agreeing to the title,

Mr. Adams moved to amend by striking out the words "forty-one," and inserting "forty-three" in lieu thereof;

Which motion prevailed.

The title, as amended, was then agreed to.

On motion of Mr. Adams,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Walker moved to take from the table the following resolution :

Resolved, That an additional messenger boy be appointed for the House ;

Which motion did not prevail.

Mr. Landon asked and obtained leave of absence for himself until Monday.

On motion of Mr. White,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called : quorum present.

GENERAL ORDER.

On motion of Mr. Holt,

The House went into committee of the whole, on the general order,

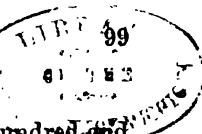
Mr. Hazen in the chair.

After some time spent therein, the committee rose, and, through the chairman, made the following report :

The committee of the whole have had under consideration the following entitled bills :

1. House bill No. 8, entitled

A bill to amend sections five and nine, of an act entitled, "An act to provide for the appointment of a stenographer for the circuit court for the county of Wayne, and other counties of this State, and to limit the operation of sections one and four of an act to declare and establish the practice in charging or instructing juries and in settling the law in cases tried in circuit courts, approved March 30th, 1869," approved April 2d, 1869 ;



2. House bill No. 10, entitled

A bill to amend section six, of chapter one hundred and forty, of the revised statutes of eighteen hundred and forty-six, being section five thousand three hundred and sixty-six of the compiled laws, relative to limitations of personal actions;

3. Senate bill No. 1, entitled

A bill to amend section fifty of "An act to provide for the incorporation of railroad companies," approved February 12th, 1855;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommended their passage.

The committee of the whole have also had under consideration the following entitled bill:

4. House bill No. 11, entitled

A bill to collect, compile and reprint the laws of this State;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

EZRA HAZEN, *Chairman.*

Report accepted and committee discharged.

The first, second, and third named bills were placed on the order of third reading.

On motion of Mr. Brockway,

The amendments made to the fourth named bill were concurred in, and the bill was placed on the order of third reading.

MESSAGES FROM THE SENATE.

By unanimous consent the Speaker announced the following:

SENATE CHAMBER, }
Lansing, January 13, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bills:

JAN 13 1871

1. House manuscript bill, entitled

A bill to legalize the tax-roll of the township of L'Anse, in the county of Houghton, for the year 1870, and to extend the time for the collection of the taxes of the said township;

2. House bill No. 5, entitled

A bill to legalize the tax-roll of the township of Leonidas, in the county of St. Joseph, for the year eighteen hundred and seventy, and to extend the time for the collection of taxes therein until March 1st, 1871,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, January 13, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following joint resolution:

Senate joint resolution No. 1, entitled

Joint resolution requiring clerks of circuit courts to furnish statement of business done in said courts for the years A. D. 1869 and 1870, respectively, together with amount of jury and entry fees received by said clerks in said years,

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

NOTED

The joint resolution was read a first and second time by its title, and referred to the committee on the judiciary.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, January 13, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bill:

Senate manuscript bill, entitled

A bill to legalize the tax-roll of the township of Kasson, in the county of Leelanaw, for the year eighteen hundred and seventy,

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,
Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Millington, by unanimous consent, offered the following:

Resolved (the Senate concurring), That when the House adjourns on Friday, the 20th instant, such adjournment be until Tuesday, the 31st instant, to afford the various committees appointed to visit the State institutions time to discharge said duty;

Laid on the table for one day under the rules.

Mr. Huston, by unanimous consent, offered the following:

Resolved, That the Clerk of this House be and is hereby instructed to write to the county clerks of the different counties of this State, and request them to send to him for the use of the House, a statement of the amount of subsidies voted to the circuit judge for their respective counties; also, the number of causes tried in the circuit courts of said coun-

ties, both civil and criminal, and the aggregate amount of judgments obtained and decrees granted in said courts, and also the number of days a circuit court has been held in said counties during the last year;

Which was withdrawn.

Mr. Roof asked and obtained leave of absence for himself until Tuesday.

On motion of Mr. Brockway,
The House adjourned.

Lansing, Saturday, January 14, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Bryant.

Roll called: quorum present.

Absent without leave: Messrs. Cochrane, Edwards, Houseman, R. C. Miller, and Webster.

Mr. R. J. Grant asked and obtained leave of absence for himself until Tuesday.

Mr. Watkins asked and obtained leave of absence for himself until Monday.

Mr. Chamberlain asked and obtained leave of absence for Mr. Edwards until Tuesday.

Mr. Adsit asked and obtained leave of absence for himself until Monday afternoon.

Mr. Kellogg asked and obtained leave of absence for Mr. R. C. Miller until Monday afternoon.

Mr. Andrews asked and obtained leave of absence for Mr. Webster until Tuesday.

Mr. Gray asked and obtained leave of absence for Mr. Houseman until Monday afternoon.

Mr. Ferris asked and obtained leave of absence for himself until Monday afternoon.

Mr. Hoyt asked and obtained leave of absence for Mr. Cochran until Tuesday.

Mr. Barnaby asked and obtained leave of absence for himself for the day.

The Speaker called the Speaker *pro tem.* to the chair.

PRESENTATION OF PETITIONS.

By Mr. Grosvenor: Preamble and resolution of the board of supervisors of the county of Monroe, in regard to the return and sale of delinquent tax lands, desiring the laws on that subject be so amended as to abolish the duties of Auditor General in relation thereto, and, in lieu thereof, provide that such duties be performed by the county treasurer for their respective counties without the intervention of the Auditor General;

Referred to the committee on judiciary.

By Mr. Hart: Memorial of the board of supervisors of Ingham county, relative to amendment of the act providing for election of county superintendents of schools;

Referred to the committee on education.

By Mr. Moshier: Memorial of the board of supervisors of Genesee county, memorializing the Legislature to abolish the law relative to drainage;

Referred to the committee on drainage.

By Mr. Coulter: Resolution of the board of supervisors of Cass county, relative to the repeal of an act creating the office of county superintendent of schools;

Referred to the committee on education.

REPORTS OF STANDING COMMITTEES.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred A bill to organize the county of Kalkaska, and attach thereto the unorganized county of Crawford,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to

the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

N. L. MILLER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on local taxation:

The committee on local taxation, to whom was referred Senate manuscript bill entitled

A bill to legalize the tax-roll of Kasson, in the county of Leelanaw, for the year eighteen hundred and seventy,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on mines and minerals:

The committee on mines and minerals, to whom was referred Senate bill No. 2, entitled

A bill to authorize the consolidation of mining corporations,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

SAM. W. HILL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Swineford,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills:

A bill to legalize the tax-roll of the township of L'Anse in the country of Houghton, for the year 1870, and to extend the time for the collection of the taxes of said township;

Also,

A bill to legalize the tax-roll of the township of Leonidas, in the county of St. Joseph, for the year 1870, and to extend the time for the collection of taxes therein, until March 1st, 1871.

JOHN F. COULTER, *Acting Chairman.*

Report accepted.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

The petition of Henry F. Mitchell and 286 others, citizens of the village of Ionia, asking that the charter of the village of Ionia be so amended that the village marshal shall hereafter be elected by the people,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying bill, entitled

A bill to amend section two of an act entitled "An act to amend an act entitled an act to incorporate the village of Ionia," approved February seventeenth, eighteen hundred and sixty-five, being act No. 232, of the 2d volume of the session laws of 1869, approved February 4th, 1869,

Recommending that the bill do pass, and ask to be discharged from the further consideration of the subject.

M. V. MONTGOMERY, *Acting Chairman.*

Report accepted and committee discharged.

The petition was laid on the table.

The bill was read a first and second time by its title, ordered printed, referred to the committee of the whole, and placed on the general order.

The Sergeant-at-Arms announced the Private Secretary of the Governor, who transmitted to the House a message from His Excellency, the Governor, in writing.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

A bill to amend section 79 of chapter 93, of the revised statutes of 1846, entitled "of courts held by justices of the peace," as amended by act approved February 13, 1855, being section 3731 of the compiled laws,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

A bill to amend section 3260 of the compiled laws, relative to annulling a marriage on the ground of the physical incapacity of one of the parties,

Respectfully report that they have the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred Senate joint resolution No. 1, entitled

Joint resolution requiring clerks of circuit courts to furnish statement of business done in said courts for the years A. D. 1869 and 1870 respectively, together with amount of jury and entry fees received by said clerks in said years,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the joint resolution, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Copley,

The House concurred in the amendments made to the joint resolution by the committee.

The joint resolution was then referred to the committee of the whole, and placed on the general order.

By the committee on internal improvement:

The committee on internal improvement, to whom was referred

Joint resolution to modify and confirm the action of the railroad board of control in relation to forfeited lands of the Marquette and Ontonagon railroad company, and to confer said lands on the Houghton and Ontonagon railroad company,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. H. HURLBUT, *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

MESSAGE FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,
Lansing, January 14, 1871. }

To the Legislature:

In compliance with the request of the executive committee of the National Immigration Convention, recently held at Indianapolis, I herewith transmit copies of the preamble and resolutions adopted by that body.

The convention was called by the Governors of the Northwestern and Western States, for the purpose of devising measures for the better protection of emigrants from foreign countries from fraud and imposition, both on the ocean and in transit to their places of destination in this country.

Although the condition of the immigrant is in some respects better now than formerly, there is still much room for improvement.

Of the necessity for some action on the part of Federal government, for the better protection of this class of people, I entertain but little doubt. I respectfully refer the subject for your consideration.

HENRY P. BALDWIN.

The following are the preamble and resolutions referred to in and accompanying the message of the Governor:

NATIONAL IMMIGRATION CONVENTION,

ROOMS OF THE EXECUTIVE COMMITTEE, }
CHICAGO, ILLINOIS,
December 10, 1870. }

The "National Immigration Convention," called by the Governors of the Northwestern and Western States, met at Indianapolis, Ind., on the 23d day of November last. There were twenty-two States and two Territories fully and ably represented at the convention.

The following preamble and resolutions were adopted by the convention:

REPORT OF THE COMMITTEE ON RESOLUTIONS.

The committee on resolutions respectfully submit the following report, as substantially embracing the predominant sentiment of the members of the "Immigration Convention," as contained in the resolution referred to us for consideration :

It must be manifest to all who have heard the deliberations and discussions of the convention, that justice, patriotism, and philanthropy demand the immediate interposition of enlightened public sentiment and law for the protection of the rights and interests of the peoples of other lands, who are annually leaving their native countries and coming to our great national home of freedom. That great and greivous wrongs have been perpetrated, cannot be doubted; and it is equally clear that full and efficient remedies for existing evils ought to be supplied.

The important question to be solved is: What source or department of power can afford an adequate remedy? It is believed to be the judgment of this convention, as indicated by the resolutions introduced and referred to the committee, that upon our national government is devolved the duty and responsibility of controlling jointly with other governments the embarkation and transit of emigrants, and co-operatively with auxiliary institutions in controlling the debarkation and protection of the emigrants, in obtaining a permanent home in the place of their choice in the land of their adoption.

This is eminently a question of national importance, as upon the proper protection, care, and culture of this class of population largely depend not only their progress and prosperity, but also the fullest development of the resources of our country, and the permanency and perpetuity of our republican principles and institutions. The committee therefore present the following resolutions as containing, briefly but substantially, the views of this convention :

1. *Resolved*, That additional legislation and more rigid enforcement of existing laws on the subject of immigration are necessary to prevent actual abuses and frauds and protect

the true interests of the emigrant on his arrival and while in transit to his destination in this country, and that for the accomplishment of this purpose, in the opinion of this convention, appropriate legislation is imperatively demanded of the Federal Government.

2. *Resolved*, That the President of the United States be respectfully requested to open negotiations with countries from which persons emigrate to this country, so as to secure a joint jurisdiction on emigrant ships for the protection of emigrants against abuse and fraud, and that a copy of this resolution be transmitted to the President of the United States, and to the Congress of the United States.

3. *Resolved*, That this convention unqualifiedly condemns all schemes, combinations and monopolies oppressive to emigrants, by which they are deprived of the proper and usual facilities for cheap and safe transportation, and by which various impositions are practiced upon their indigent and dependent condition.

4. *Resolved*, That in the opinion of this convention, a "Bureau of Immigration" should be established under the auspices of the Federal Government.

5. *Resolved*, That a committee of one from each State and Territory represented in this Convention, be appointed to memorialize Congress for such legislation as will most fully accomplish the views expressed in the foregoing resolutions.

6. *Resolved*, That all capitation taxes collected from emigrants, whether imposed directly or indirectly, with or without color of law, are odious and unjust, and ought to be abolished.

(Signed) SAMUEL GALLOWAY, of Ohio.

ALLEN C. FULLER, of Illinois.

J. H. NOTTWARE, of Nebraska.

A. T. SHAW, of Tennessee.

CHAS. W. MURTFELDT, of Missouri.

JAMES M. HARVEY, of Kansas.

EDWARD M. MCCOOK, of Colorado.

Official: SAMUEL MERRILL, of Iowa.

JOHN S. LOOMIS, *Secretary*.

The message and accompanying documents were referred to the committee on immigration.

MESSAGE FROM THE SENATE.

The Speaker *pro tem.* announced the following:

SENATE CHAMBER, }
Lansing, January 13, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following concurrent resolution:

Resolved (the House concurring), That 25 copies of the Manual, in addition to the number already ordered, be printed for the use of the State Library.

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

On motion of Mr. Cameron,

The House concurred in the adoption of the resolution.

NOTICES.

Mr. Hart gave notice that on some future day he would ask leave to introduce

A joint resolution for the relief of Patrick Daily, a purchaser of primary school land certificates Nos. 1038 and 1039 L.

Mr. Atwood gave notice that on some future day he would ask leave to introduce

A bill to authorize and provide for the payment of a uniform State bounty to volunteers in the military service of the United States (and duly accredited) during the late rebellion.

Mr. Swineford gave notice that on some future day he would ask leave to introduce

A bill to incorporate the city of Marquette.

Mr. Huff gave notice that on some future day he would ask leave to introduce

A bill to amend sections 2, 4, 6, and 20, of an act entitled

"An act to provide for the incorporation of savings institutions," and to add certain sections thereto.

Mr. Hazen gave notice that on some future day he would ask leave to introduce

A bill requiring insurance companies other than those organized under the laws of this State, to file securities with the State Treasurer, to secure policy-holders for losses that may be sustained by them.

Mr. Hazen gave notice that on some future day he would ask leave to introduce

A bill to amend section 16, of chapter 175, being section 5652 of the compiled laws, relating to fees of registers of deeds.

Mr. Montgomery gave notice that on some future day he would ask leave to introduce

A bill to incorporate the village of Grand Ledge.

INTRODUCTION OF BILLS.

Mr. Crofoot, previous notice having been given and leave being granted, introduced

A bill making appropriations for the State Normal School.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Copley, previous notice having been given and leave being granted, introduced

A bill to amend section 15, of act number 169, of the session laws of 1869, entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon."

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Harris, previous notice having been given and leave being granted, introduced

A bill to amend section 6 of an act entitled "An act to accept the grant of lands made to the State of Michigan by the United States, to aid in the construction of a military road

from Fort Wilkins, Copper Harbor, to the Wisconsin line, by way of Houghton, on Portage Lake, and to provide for the laying out and construction of the same," approved February 4, 1864.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Coulter, previous notice having been given and leave being granted, introduced

A bill to amend sections 58 and 107, of the session laws of 1869, approved April 3, 1869, being sections 2301 and 2350 of the compiled laws, entitled "Of primary schools."

The bill was read a first and second time by its title, and referred to the committee on education.

THIRD READING OF BILLS.

House bill No. 8, entitled

A bill to amend sections 5 and 9, of an act entitled, "An act to provide for the appointment of a stenographer for the circuit court for the county of Wayne, and other counties of this State, and to limit the operation of sections 1 and 4 of an act to declare and establish the practice in charging or instructing juries and in settling the law in cases tried in circuit courts, approved March 30th, 1869," approved April 2d, 1869

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Grosvenor,	Mr. W.H.C. Mitchell,
Andrews,	Haack,	Montgomery,
Atwood,	Harris,	Moshier,
Bates,	Hart,	Norris,
Brockway,	H. Haynes,	C. Y. Osburn,
Cameron,	J. Haynes,	J. M. Osborn,
Chamberlain,	Haywood,	Pearl,
Cherry,	Hazen,	Pattengell,
Childs,	N. R. Hill,	Pierson,
Clement,	S. W. Hill,	Post,
Climie,	Holland,	Priest,
Congdon,	Holt,	Rood,

Mr. Copley,	Mr. Hoyt,	Mr. Roost,
Coulter,	Huff,	Ross,
Crofoot,	Hughes,	Runyan,
Dalton,	Hurlbut,	Smith,
Doty,	Kellogg,	Sumner,
Ferris,	Knapp,	Swineford,
Frost,	Lamb,	Thayer,
Garrison,	McGonegal,	Tobey,
Gibson,	E. R. Miller,	Van Scoy,
Gillam,	N. L. Miller,	White,
Gray,	Millington,	Williams,
Green,	Minne,	Speaker <i>pro tem.</i>
Greusel,	P. Mitchell,	74
	NAYS.	0

Title agreed to.

On motion of Mr. Hoyt,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 10, entitled

A bill to amend section six, of chapter one hundred and forty, of the revised statutes of eighteen hundred and forty-six, being section five thousand three hundred and sixty-six of the compiled laws, relative to limitations of personal actions,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adam,	Mr. Green,	Mr. W.H.C. Mitchell,
Andrews,	Greusel,	Montgomery,
Atwood,	Grosvenor,	Moshier,
Bates,	Harris,	Norris,
Brockway,	Hart,	C. Y. Osburn,
Cameron,	H. Haynes,	J. M. Osborn,
Chamberlain,	J. Haynes,	Pearl,
Cherry,	Haywood,	Pattengell,
Childs,	Hazen,	Pierson,
Clement,	N. R. Hill,	Post,
Climie,	S. W. Hill,	Priest,
Congdon,	Holland,	Rood,
Copley,	Holt,	Roost,
Coulter,	Hoyt,	Ross,
Crofoot,	Huff,	Runyan,

Mr. Dalton,	Mr. Hughes,	Mr. Smith,
Doty,	Hurlbut,	Sumner,
Ferris,	Kellogg,	Swineford,
Ferry,	Knapp,	Thayer,
Frost,	Lamb,	Tobey,
Garfield,	McGonegal,	Van Scoy,
Garrison,	E. R. Miller,	Walker,
Gibson,	N. L. Miller,	White,
Gillam,	Millington,	Williams,
Gorman,	Minne,	Speaker <i>pro tem.</i>
Gray,	P. Mitchell,	??
	NAYS.	0

Title agreed to.

House bill No. 11, entitled

A bill to collect, compile, and reprint the laws of this State,
Was read a third time, and, pending the taking of the vote
on the passage thereof,

Mr. Grosvenor moved to amend the bill by adding the following, to stand as section 7 of the bill :

“Section 7. It shall not be lawful for the State Printer, or other parties that may print such compilation, to allow the *forms, when set up*, to be used for any other purpose than such reprint for the State; nor shall the Secretary of State, or other State officer, or contractor for such publishing, dispose of such reprinted compilation, except in pursuance of the laws of this State;”

Which motion prevailed.

Mr. J. M. Osborn moved to amend the bill by adding to section 6, the following: “Also, to furnish each member of the present Legislature a copy thereof, when completed;”

Which motion did not prevail.

Mr. Grosvenor moved to amend section one by striking out in the third line the words “and reprinting,” and inserting the word “and” between the words “collected” and “compiled,”

Pending which,

Mr. J. M. Osborn moved to recommit the bill to the committee on the judiciary;

Which motion prevailed.

Senate bill No. 1, entitled

A bill to amend section fifty of "An act to provide for the incorporation of railroad companies," approved February 12th, 1855,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. J. Haynes moved to recommit the bill to the committee on the judiciary, with instructions to amend the same so that recited section 50 should contain the following provisions :

All railroad companies consolidated under the laws of this State, whose road shall lie partly within and partly without this State, shall establish and keep a principal office within this State at some point on the line of its road.

All railroad companies consolidated under the laws of this State, whose road shall lie partly within and partly without this State, shall be subject to the jurisdiction of all the several courts of this State, and actions at law or in equity may be brought or maintained against such company in said courts, or either of them, for the same cause or causes, and in like manner as against other railroad companies whose roads lie wholly within this State; and all writs and process may issue against and be served upon such consolidated company, or the property thereof, in the same manner and with the same effect as though its road were wholly within this State.

All railroad companies formed by consolidation under the laws of this State, shall, on or before the first day of July next, after the organization of such consolidated company, file with the Auditor General a statement of the whole amount of the capital stock of such consolidated company, and the amount actually paid in, which statement shall be verified by the oath of the treasurer, president, and acting superintendent, and shall be taxed thereon the same per centum, and in the same manner as other railroad companies are taxed: *Provided*, That in all cases where the line of road of such consolidated company shall lie partly within and partly without this State, the

amount of stock actually paid in upon which such company shall be taxed, shall bear the same proportion to the whole amount of its stock paid in, that the length of its road lying within this State bears to the whole length of its road.

That it shall not be necessary to produce the charters of the corporations, parties to such consolidation, the laws of the several States under or by virtue of which such consolidation was affected, or the original article of consolidation, in any suit brought either at law or in equity to charge such consolidated company with any liability of either of the companies parties to such consolidation, any law or custom to the contrary notwithstanding.

Also,

To amend section 50 by striking out all of the section after the word "evidence," in the 36th line, and inserting the following in lieu thereof:

"Of the existence of the several corporations, parties to said agreement of consolidation, prior to and at the time of the execution thereof, of the consolidation of such corporations as specified in such agreement, that such consolidation was authorized by the laws of the several States within which the several corporations parties to such agreement were chartered, and into which the consolidated roads extend, and of all and singular the facts, statements, and covenants, set forth and recited in said agreement of consolidation, or in the certificates endorsed thereon."

Mr. White called for a division of the question, that the question might be taken on the instructions and the matter of reference separately.

The question being on the instructions, they were not adopted.

The motion to recommit the bill without instructions then prevailed.

MOTIONS AND RESOLUTIONS.

Mr. Grosvenor moved to take the following resolution from the table:

Resolved, That an additional messenger boy be appointed for the House;

Which motion prevailed.

The resolution was adopted.

On motion of Mr. Cameron,

The House took a recess until two o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

House met and was called to order by the Speaker *pro tem*.

Roll called: quorum present.

The House resumed business under the order of

MOTIONS AND RESOLUTIONS.

Mr. Greusel offered the following:

Resolved, That at any time during this session, any original bills, either of the Senate or of this House, that may be amended, by striking out or adding to, any of said bills on file on the tables of members, that after the same have been amended and passed, copies of the same shall be put on file in place of the original bills;

Which was not adopted.

UNFINISHED BUSINESS.

Being the consideration of the following resolution:

Resolved (the Senate concurring), That when the House adjourns on Friday, the 20th instant, such adjournment be until Tuesday, the 31st instant, to afford the various committees appointed to visit the State institutions, time to discharge said duty.

On motion of Mr. C. Y. Osburn,

The resolution was laid on the table.

GENERAL ORDER.

On motion of Mr. Brockway,

The House went into committee of the whole, on the general order,

Mr. H. Haynes in the chair.

After some time spent therein, the committee rose, and, through the chairman, made the following report :

The committee of the whole have had under consideration the following entitled bill :

House bill No. 12, entitled

A bill to legalize the tax-rolls of the township of Deerfield, in the county of Lenawee, for each of the years of eighteen hundred and sixty-nine and eighteen hundred and seventy,

Have made no amendment thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

H. HAYNES, *Chairman.*

Report accepted and committee discharged.

MESSAGES FROM THE SENATE.

By unanimous consent the Speaker *pro tem.* announced the following :

SENATE CHAMBER,
Lansing, January 14, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 7, entitled

A bill to amend section 43 of “An act to revise the charter of the city of Flint,” approved March 20, 1867,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,
Lansing, January 14, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bills :

1. House manuscript bill, entitled

A bill to legalize the tax-roll of the township of Geneva, in the county of Van Buren, for the year 1870 ;

2. House bill No. 1, entitled

A bill to organize the township of Pioneer, in the unorganized county of Missaukee ;

3. House bill No. 2, entitled

A bill to organize the township of Mancelona, in Otsego and Antrim counties ;

4. House bill No. 3, entitled

A bill to organize the township of Round Lake, in the unorganized counties of Kalkaska and Crawford ;

5. House bill No. 4, entitled

A bill to amend section two, of act No. 105, of the session laws of 1863, being section No. 2231 of the compiled laws, in relation to granting diplomas to graduates of State normal schools, approved March 13, 1863 ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The bills were referred to the committee on engrossment and enrollment, for enrollment.

The committee on engrossment and enrollment submitted the following report :

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bill :

A bill to amend section 43 of "An act to revise the charter of the city of Flint," approved March 20, 1867.

JNO. F. COULTER, *Acting Chairman.*

Report accepted.

On motion of Mr. Post,

The House adjourned.

Lansing, Monday, January 16, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker *pro tem.*

Prayer by Rev. Mr. Chapman.

Roll called : quorum present.

Absent without leave, Messrs. Atwood, Brown, Chamberlain, Climie, Coulter, Crane, Doty, Hughes, Montgomery, Post, Walker, Walton, and Watkins.

Mr. C. Y. Osburn asked and obtained leave of absence for Mr. Post for the day.

Mr. Copley asked and obtained leave of absence for Mr. Coulter for the day.

Mr. Knapp asked and obtained leave of absence for Mr. Crane for the day.

Mr. Knapp asked and obtained leave of absence for Mr. Walton for the day.

Mr. Hoyt asked and obtained leave of absence for Mr. Atwood for the day.

Mr. P. Mitchell asked and obtained leave of absence for Mr. Brown for the day.

Mr. Cameron asked and obtained leave of absence for Mr. Chamberlain for the day.

Mr. Millington asked and obtained leave of absence for Mr. Climie for the day.

Mr. Garrison asked and obtained leave of absence for Mr. Doty for the day.

Mr. P. Mitchell asked and obtained leave of absence for Mr. Hughes for the day.

Mr. E. R. Miller asked and obtained leave of absence for Mr. Walker for the day.

Mr. Ferris asked and obtained leave of absence for Mr. Watkins for the day.

PRESENTATION OF PETITIONS.

By Mr. Ferris: Memorial and resolution of the board of supervisors of Allegan county, upon the subject of tax laws, asking revision of such laws as to exemption of property from taxation, and preventing double assessments, and providing a constitutional tax on dogs;

Referred to the committee on judiciary.

By Mr. Grosvenor: Petition of Thomas F. Pomeroy, of Detroit, and 6 others, praying for a chair of homeopathy in the State University;

Referred to the committee on education.

By Mr. W. H. C. Mitchell: Remonstrance of Wm. I. Morey, Sylvanus Siddall, Geo. E. Brainard, and 24 others, citizens of Missaukee county, in reference to the location of the county seat of said county;

Referred to the committee on towns and counties.

By Mr. W. H. C. Mitchell: Petition of Daniel Reeder, B. E. Golden, J. D. Snyder, and 18 others, citizens of Missaukee county, asking for a change in the route of the Ionia, Houghton Lake and Mackinac State road;

Referred to the committee on roads and bridges.

By Mr. White: Resolution of the board of supervisors of Oakland county, asking the Legislature to repeal the law establishing the office of county superintendent of schools;

Referred to the committee on education.

By Mr. W. H. C. Mitchell: Petition of M. Burnett, R. Bancroft, R. G. Perry, J. M. Goodrich, D. G. B. Norris, Levi Bush, Matthew Jaquiah, Wm. Palmer, Hiram M. Spicer, and A. L. Case, supervisors, and 35 others, citizens of Benzie county, asking for an appropriation of swamp land to build a bridge across the Aux Bec Scies lake, where the Manistee and Leeland State road crosses said lake;

Referred to the committee on public lands.

By Mr. Copley: Resolution of the board of supervisors of the county of Cass, asking for the repeal of the law requiring a percentage of estates of deceased persons to be paid into the county treasury;

Referred to the committee on judiciary.

By Mr. Holt: Petition of Adna Egleston, Alanson Rice, George Price, P. O. Ducey, Lafayette Knowles, F. D. Howe, and 100 others, citizens of Muskegon county, asking that the swamp lands appropriated by act No. 238, of the session laws of 1863, not yet expended, may be used in improving the Grand Rapids and Muskegon State road, in the townships of Egleston and Muskegon, in the county of Muskegon;

Referred to the committee on public lands.

NOTICES.

Mr. Gorman gave notice that on some future day he would ask leave to introduce

A bill to amend section seventeen, of chapter twenty-one, being section 1039 of compiled laws.

Mr. Crofoot gave notice that on some future day he would ask leave to introduce

A bill to incorporate the village of Pinckney, in the county of Livingston.

Mr. Millington gave notice that on some future day he would ask leave to introduce

A bill to amend section 43 of an act entitled "An act to amend section 1987, being section 43 of chapter sixty-seven of the compiled laws," it being "An act to provide for the incorpo-

ration of railroad companies," approved February 12, 1855, so as to require all persons and companies owning or occupying railroads to fence the same.

Mr. Hurlbut gave notice that on some future day he would ask leave to introduce

A bill to provide for a uniform assessment of property, and for the collection and return of taxes thereon, and to repeal act No. 169 of session laws of 1869.

Mr. Hart gave notice that on some future day he would ask leave to introduce

A bill to amend an act entitled "An act to authorize the township of Delhi, in the county of Ingham, to raise by tax a sum of money for the purpose of draining a swamp in said township."

Mr. Hoyt gave notice that on some future day he would ask leave to introduce

A bill to provide for the filing and recording notice of the pending of suits at law when the title to real estate is in issue or to be affected.

Mr. Ferry gave notice that on some future day he would ask leave to introduce

A bill to amend section 4, of act No. 187, of session laws of 1859, approved February 15, 1859, and acts amendatory thereto, being section 5, of act No. 15, of session laws of 1862, approved January 17, 1862; and section 4, of act No. 79, of session laws of 1863, approved March 11, 1863, relative to percentage paid into county treasury upon granting by judge of probate of letters testamentary of administration and of guardianship.

Mr. Swineford gave notice that on some future day he would ask leave to introduce

A bill to organize the county of Schoolcraft.

Mr. C. Y. Osburn gave notice that on some future day he would ask leave to introduce

A bill to amend sections one, two and eight, of act No. 124, of the session laws of 1869, being an act entitled "An act to

revise and consolidate the several acts relating to the protection of game, and for the better preservation of elk, deer, birds, and wild fowl," approved April 3d, 1869.

INTRODUCTION OF BILLS.

Mr. Holt, unanimous consent being given, introduced

A bill to provide for the payment of the officers and members of the Legislature for the year eighteen hundred and seventy-one.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Thayer, previous notice having been given and leave being granted, introduced

A bill to amend sections one and six, of act number 406 of the session laws of 1869, approved April 2, 1869, being an act appropriating certain non-resident highway taxes to aid in constructing a ditch or drain from a point on Elk Creek, in the county of Sanilac, to a point on the Lexington and La-peer State road, in Sanilac county.

The bill was read a first and second time by its title, and referred to the committee on drainage.

Mr. Huff, previous notice having been given and leave being granted, introduced

A bill to amend sections 2, 4, 5, 6, and 20, of an act entitled "An act to provide for the incorporation of savings associations," approved April 3, 1869, to repeal section 21 of said act, and to add five new sections thereto, to stand as sections 21, 22, 23, 24 and 25.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Swineford, previous notice having been given and leave being granted, introduced

A bill to protect the people of the State of Michigan from empiricism and imposition in the practice of medicine and surgery.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

THIRD READING OF BILLS.

House bill No. 12, entitled

A bill to legalize the tax-rolls of the township of Deerfield, in the county of Lenawee, for each of the years of eighteen hundred and sixty-nine and eighteen hundred and seventy,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Greusel,	Mr. P. Mitchell,
Andrews,	Grosvenor,	W.H.C. Mitchell,
Barnaby,	Haack,	Moshier,
Bates,	Harris,	Norris,
Brockway,	Hart,	C. Y. Osburn,
Cameron,	H. Haynes,	J. M. Osborn,
Cherry,	J. Haynes,	Pearl,
Childs,	Haywood,	Pattengell,
Clement,	Hazen,	Pierson,
Congdon,	N. R. Hill,	Priest,
Copley,	S. W. Hill,	Rood,
Crofoot,	Holland,	Roost,
Dalton,	Holt,	Ross,
Ferris,	Hoyt,	Runyan,
Ferry,	Huff,	Smith,
Frost,	Hurlbut,	Sumner,
Garfield,	Kellogg,	Swineford,
Garrison,	Knapp,	Thayer,
Gibson,	Lamb,	Van Scoy,
Gillam,	McGonegal,	White,
Gorman,	N. L. Miller,	Williams,
Gray,	Millington,	Speaker, <i>pro tem.</i>
Green,	Minne,	68

NAYS.

Mr. E. R. Miller,

1

Title agreed to.

On motion of Mr. Hoyt,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

MOTIONS AND RESOLUTIONS.

Mr. Grosvenor offered the following:

Resolved, That a special committee of five be appointed, with instructions to investigate the subject of returns to, and sales by the Auditor General of "delinquent tax lands," and report thereon as soon as practicable, defects, if any, in the law or its execution, and recommend such changes as in their opinion will remedy existing evils, if any; and for such purpose they are hereby authorized and empowered to send for persons and papers;

Which was adopted.

Mr. H. Haynes offered the following:

Resolved, That this House, at 11 A. M. of the 17th inst. (that being the second Tuesday after the organization of the present Legislature), do proceed openly by vote, as required by law, to name a person for Senator in Congress, in place of Senator Jacob M. Howard, whose term as Senator will next expire;

Which was adopted.

Mr. Grosvenor offered the following:

Resolved, That the Speaker be authorized to appoint one additional messenger for the floor of this House;

Which was not adopted.

GENERAL ORDER.

On motion of Mr. Cameron,

The House went into committee of the whole, on the general order,

Mr. Cameron in the chair.

After some time spent therein, the committee rose, and, through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 9, entitled

A bill to amend section eighteen of "An act to authorize the business of banking," approved February 16th, 1857,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following entitled bill :

2. House bill No. 15, entitled

A bill to amend section one, of act number one hundred and thirty-three, of the first volume of the session laws of one thousand eight hundred and sixty-nine, entitled "An act in relation to the Michigan reports deposited with the Secretary of State," approved April 3, 1869,

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

The committee of the whole have also had under consideration the following entitled joint resolutions :

1. House joint resolution No. 1, entitled

Joint resolution requesting and urging our Senators and Representatives in Congress to ask an appropriation from Congress to repair and improve the harbor and ship canal at Monroe, in the county of Monroe, State of Michigan ;

2. Senate joint resolution No. 1, entitled

Joint resolution requiring clerks of circuit courts to furnish statement of business done in said courts for the years A. D. 1869 and 1870, respectively, together with amount of jury and entry fees received by said clerks in said years,

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled joint resolution :

3. House joint resolution No. 2, entitled

Joint resolution to modify and confirm the action of the railroad board of control in relation to the forfeited lands of the Marquette and Ontonagon railroad company, and to confer said lands on the Houghton and Ontonagon railroad company,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

A. CAMERON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. S. W. Hill,

The amendments made to the first-named bill and the third, named joint resolution were concurred in, and the several bills and joint resolutions were placed on the order of third reading.

On motion of Mr. Brockway,

The House took a recess until this afternoon at 2 o'clock.

AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker *pro tem.*

Roll called: quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on the judiciary:

The committee on the judiciary, to whom was recommitted House bill No. 11, entitled

A bill to collect, compile and reprint the laws of this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

C. R. MILLINGTON, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. S. W. Hill,

The House concurred in the amendment made to the bill by the committee.

Mr. Roost moved to further amend the bill by inserting after the word "State," in section 7, "and parties doing so shall be deemed guilty of a misdemeanor, and upon conviction thereof be fined by a fine of not less than fifty nor more than five hundred dollars;"

Which motion prevailed.

The bill having been read a third time was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Haack,	Mr. P. Mitchell,
Andrews,	Harris,	W.H.C. Mitchell,
Bates,	Hart,	Moshier,
Brockway,	H. Haynes,	Norris,
Cameron,	J. Haynes,	J. M. Osborn,
Cherry,	Haywood,	Pearl,
Childs,	Hazen,	Pattengell,
Clement,	N. R. Hill,	Pierson,
Copley,	S. W. Hill,	Priest,
Crofoot,	Holland,	Rood,
Dalton,	Holt,	Roof,
Doty,	Hoyt,	Roost,
Ferris,	Huff,	Ross,
Ferry,	Hurlbut,	Runyan,
Frost,	Kellogg,	Smith,
Garfield,	Knapp,	Sumner,
Garrison,	Lamb,	Swineford,
Gibson,	McGonegal,	Thayer,
Gillam,	E. R. Miller,	Tobey,
Gorman,	N. L. Miller,	Van Scoy,
Gray,	R. C. Miller,	White,
Green,	Millington,	Williams,
Greusel,	Minne,	Speaker <i>pro tem.</i>
Grosvenor,		

70

NAYS.

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Title agreed to.

On motion of Mr. N. L. Miller,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on ways and means :

The committee on ways and means, to whom was referred

A bill to provide for the payment of the officers and members of the Legislature for the year eighteen hundred and seventy-one,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

HENRY H. HOLT, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

NOTICES.

Mr. W. H. C. Mitchell gave notice that on some future day he would ask leave to introduce

A bill to build a bridge across Aux Beo Scies lake, and ask for an appropriation to build the same.

Mr. Gray gave notice that on some future day he would ask leave to introduce

A bill to amend section 2 of "An act to repeal section 1, of chapter 103, of the revised statutes of 1846, and to amend section 3 of the same chapter, being sections 4343 and 4344 of compiled laws."

Mr. Huston gave notice that on some future day he would ask leave to introduce

A bill to amend act No. 267 of session laws of 1869, being an act to amend act No. 397 of the session laws of 1867, entitled "An act to amend act No. 301, of the session laws of 1865," being an act entitled "An act to regulate tolls on plank roads in Bay, Clinton, Gratiot, and Sanilac counties ;"

Also,

A bill for the construction of the Alma, Akron and Fair Grove State road, and making an appropriation of non-resident highway taxes for the same ;

Also,

A bill to provide for the construction of a State ditch from the southeast corner of section 28, in Guilford, Tuscola county, to Portsmouth in Bay county, and making an appropriation of swamp land for the same;

Also,

A bill appropriating non-resident highway taxes to aid in the construction of the Bay City and Cass river State road.

INTRODUCTION OF BILLS.

Mr. Brockway, previous notice having been given and leave being granted, introduced

A bill to amend an act entitled "An act to amend an act provide for the registration of births, marriages and deaths," being act No. 194 of the session laws of 1867, and to add a new section thereto, approved March 27th, 1867, being act No. 125 of the session laws of 1869, approved April 3d, 1869.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. J. M. Osborn, previous notice having been given and leave being granted, introduced

A bill to amend section 18, of act 169, of the session laws of 1869, being "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon."

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Huston, previous notice having been given and leave being granted, introduced

A bill appropriating ten sections of State swamp land to secure the opening and construction of that part of the Bridgeport and Forestville State road between Vassar and the village of Wahjemega, Tuscola county, Michigan.

The bill was read a first and second time by its title, and referred to the committee on public lands.

THIRD READING OF BILLS.

On motion of Mr. Roost,

The rule requiring the third reading of bills to be on a day

subsequent to that on which they passed the committee of the whole, was suspended, and the bills on the order of third reading were put upon their passage.

House bill No. 9, entitled

A bill to amend section eighteen of "An act to authorize the business of banking," approved February 16th, 1857,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adam,	Mr. Harris,	Mr. P. Mitchell,
Barnaby,	Hart,	W.H.C. Mitchell,
Bates,	H. Haynes,	Moshier,
Brockway,	J. Haynes,	Norris,
Cameron,	Haywood,	C. Y. Osburn,
Cherry,	Hazen,	J. M. Osborn,
Childs,	N. R. Hill,	Pearl,
Clement,	S. W. Hill,	Pattengell,
Copley,	Holland,	Pierson,
Crofoot,	Holt,	Priest,
Dalton,	Hoyt,	Roof,
Doty,	Huff,	Roost,
Ferris,	Hurlbut,	Ross,
Ferry,	Kellogg,	Runyan,
Frost,	Knapp,	Smith,
Garfield,	Lamb,	Sumner,
Garrison,	McGonegal,	Swineford,
Gibson,	E. R. Miller,	Thayer,
Gillam,	N. L. Miller,	Tobey,
Gorman,	R. C. Miller,	Van Scoy,
Gorman,	Millington,	Williams,
Gray,	Minne,	Speaker, <i>pro tem.</i>
Green,		
Grosvenor,		

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NAYS.

Mr. Andrews,	Mr. Grousel,	Mr. White,	3
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Title agreed to.

House Joint resolution No. 1, entitled

Joint resolution requesting and urging our Senators and Representatives in Congress to ask an appropriation from Congress to repair and improve the harbor and ship canal at Monroe, in the county of Monroe, State of Michigan,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Green,	Mr. Millington,
Andrews,	Greusel,	Minne,
Barnaby,	Grosvenor,	P. Mitchell,
Bates,	Haack,	W.H.C. Mitchell,
Brockway,	Harris,	Moshier,
Cameron,	Hart,	Norris,
Cherry,	H. Haynes,	C. Y. Osburn,
Childs,	J. Haynes,	J. M. Osborn,
Clement,	Haywood,	Pearl,
Congdon,	Hazen,	Pattengell,
Oopley,	N. R. Hill,	Pierson,
Crofoot,	S. W. Hill,	Roof,
Dalton,	Holland,	Roost,
Doty,	Holt,	Ross,
Ferris,	Hoyt,	Smith,
Ferry,	Huff,	Sumner,
Frost,	Hurlbut,	Swineford,
Garfield,	Kellogg,	Thayer,
Garrison,	Knapp,	Tobey,
Gibson,	Lamb,	Van Scoy,
Gillam,	McGonegal,	White,
Gorman,	E. R. Miller,	Williams,
Gray,	R. C. Miller,	Speaker <i>pro tem.</i> ,

69

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NAYS.

Title and preamble agreed to.

House bill No. 15, entitled

A bill to amend section one, of act number one hundred and thirty-three, of the first volume of the session laws of one thousand eight hundred and sixty-nine, entitled "An act in relation to the Michigan Reports deposited with the Secretary of State," approved April 3, 1869,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Green,	Mr. Minne,
Andrews,	Greusel,	P. Mitchell,
Barnaby,	Grosvenor,	W.H.C. Mitchell,

Mr. Bates,	Mr. Haack,	Mr Moshier,
Brockway,	Harris,	Norris,
Cameron,	Hart,	C. Y. Osburn,
Cherry,	H. Haynes,	J. M. Osborn,
Childs,	J. Haynes,	Pearl,
Clement,	Haywood,	Pattengell,
Cochrane,	Hazen,	Pierson,
Congdon,	N. R. Hill,	Priest,
Copley,	S. W. Hill,	Roof,
Crofoot,	Holland,	Roost,
Dalton,	Holt,	Ross,
Doty,	Hoyt,	Smith,
Ferris,	Huff,	Sumner,
Ferry,	Kellogg,	Swineford,
Frost,	Knapp,	Thayer,
Garfield,	Lamb,	Tobey,
Garrison,	McGonegal,	Van Scoy,
Gibson,	E. R. Miller,	White,
Gillam,	N. L. Miller,	Williams,
Gorman,	R. C. Miller,	Speaker <i>pro tem.</i>
Gray,	Millington,	71
	NAYS.	0

Title agreed to.

On motion of Mr. Hoyt,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate joint resolution No. 1, entitled

Joint resolution requiring clerks of circuit courts to furnish statement of business done in said courts for the years A. D. 1869 and 1870, respectively, together with amount of jury and entry fees received by said clerks in said years,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Holt moved to amend the joint resolution by striking out the words "And the amount of subsidies paid to the judges of said courts," and inserting the following in lieu thereof: "Also the amount paid out of the treasuries of their respective counties during each of said years to the circuit judge holding said courts;"

Which motion did not prevail.

Mr. J. M. Osborn moved to amend the enacting clause by striking out in line first the words ("the House concurring,") and inserting the words "by the Senate and House of Representatives of the State of Michigan;"

Which motion did not prevail.

On motion of Mr. Holt,

The joint resolution was recommitted to the committee on the judiciary, with instructions to report forthwith.

The committee on judiciary submitted the following report:

The committee on judiciary, to whom was recommitted Senate joint resolution No. 1, entitled

Joint resolution requiring clerks of circuit courts to furnish statement of business done in said courts for the years A. D. 1869 and 1870, respectively, together with amount of jury and entry fees received by said clerks in said years,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the joint resolution when so amended do pass, and ask to be discharged from the further consideration of the subject.

C. R. MILLINGTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Grosvenor,

The House concurred in the amendment made to the joint resolution by the committee.

The joint resolution was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,
Andrews,
Barnaby,
Bates,
Brockway,
Cameron,
Cherry,
Childs,

Mr. Grosvenor,
Haack,
Harris,
Hart,
H. Haynes,
J. Haynes,
Haywood,
Hazen,

Mr. P. Mitchell,
W.H.C. Mitchell,
Moshier,
Norris,
C. Y. Osburn,
J. M. Osborn,
Pearl,
Pattengell,

Mr. Clement,	Mr N. R. Hill,	Mr. Pierson,
Congdon,	S. W. Hill,	Priest,
Copley,	Holland,	Rood,
Crofoot,	Holt,	Roof,
Dalton,	Hoyt,	Roost,
Doty,	Huff,	Ross,
Ferris,	Hurlbut,	Runyan,
Ferry,	Kellogg,	Smith,
Frost,	Knapp,	Sumner,
Garfield,	Lamb,	Swineford,
Garrison,	McGonegal,	Thayer,
Gibson,	E. R. Miller,	Tobey,
Gillam,	N. L. Miller,	Van Scoy,
Gorman,	R. C. Miller,	White,
Gray,	Millington,	Williams,
Green,	Minne,	Speaker <i>pro tem.</i>
Greusel,		73

NAYS.

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The question being on agreeing to the title,

Mr. J. M. Osborn moved to strike out the word "joint" and insert the word "concurrent" in lieu thereof;

Which motion prevailed.

The title, as amended, was then agreed to.

House joint resolution No. 2, entitled

Joint resolution to modify and confirm the action of the Railroad board of control in relation to the forfeited lands of the Marquette and Ontonagon Railroad Company, and to confer said lands on the Houghton and Ontonagon Railroad Company;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Grosvenor,	Mr. P. Mitchell,
Andrews,	Haack,	W.H.C. Mitchell,
Barnaby,	Harris,	Moshier,
Bates,	Hart,	Norris,
Brockway,	H. Haynes,	C. Y. Osburn,
Cameron,	J. Haynes,	J. M. Osborn,
Cherry,	Haywood,	Pearl,
Childs,	Hazen,	Pattengell,
Clement,	N. R. Hill,	Pierson,

Mr. Copley,	Mr. S. W. Hill,	Mr. Priest,
Crofoot,	Holland,	Rood,
Dalton,	Holt,	Roof,
Doty,	Hoyt,	Roost,
Ferris,	Huff,	Ross,
Ferry,	Hurlbut,	Runyan,
Frost,	Kellogg,	Smith,
Garfield,	Knapp,	Sumner,
Garrison,	Lamb,	Swineford,
Gibson,	McGonegal,	Thayer,
Gillam,	E. R. Miller,	Tobey,
Gorman,	N. L. Miller,	Van Scoy,
Gray,	R. C. Miller,	White,
Green,	Millington,	Williams,
Greusel,	Minne,	Speaker <i>pro tem.</i>

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NAYS.

Title and preamble agreed to.

On motion of Mr. S. W. Hill,

By a vote of two-thirds of all the members elect, the joint resolution was ordered to take immediate effect.

GENERAL ORDER.

On motion of Mr. Brockway,

The House went into committee of the whole, on the general order,

Mr. Brockway in the chair.

After some time spent therein, the committee rose, and, through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 16, entitled

A bill to organize the county of Kalkaska, and attach thereto the unorganized county of Crawford;

2. House bill No. 18, entitled

A bill to amend section seventy-nine, of chapter ninety-three, of the revised statutes of 1846, entitled "Of courts held by justices of the peace," as amended by act approved February 13th, 1855, being section three thousand seven hundred and thirty-one of the compiled laws;

3. Senate bill No. 2, entitled

A bill to authorize the consolidation of mining companies;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill:

4. Senate manuscript bill entitled

A bill to legalize the tax-roll of Kasson, in the county of Leelanaw, for the year eighteen hundred and seventy;

Have made no amendment thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

W. H. BROCKWAY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. S. W. Hill,

The House concurred in the amendments made to the first, second, and third named bills, and the several bills were placed on the order of third reading.

On motion of Mr. N. L. Miller,

The House adjourned.

Lansing, Tuesday, January 17, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Fassett.

Roll called: quorum present.

The Speaker announced the following:

Lansing, January 17, 1871.

To the Honorable Speaker of the House of Representatives:

SIR—In pursuance of a resolution of the House, the judiciary committee, on the 11th day of January instant,

appointed A. M. Haines, of Van Buren county, clerk of said committee.

Your obedient servant,

B. W. HUSTON, *Chairman.*

The Speaker announced the appointment of Philip D. Huston, as an additional messenger for the House, pursuant to a resolution adopted by the House.

The Speaker announced the following as the special committee to investigate the subject of return to, and sales by, the Auditor General of delinquent tax lands: Messrs. Grosvenor, Climie, Landon, Hurlbut, and Montgomery.

PRESENTATION OF PETITIONS.

By Mr. Hoyt: Petition of the Board of Regents of the University, asking an appropriation of \$75,000 ;

Referred to the committee on education.

By Mr. Swineford: Petition of Henry Brown, Charles Goodale, and 86 others, residents and tax-payers of Schoolcraft county, asking for the laying out of a State road from Seuilchoix Harbor, on the north shore of Lake Michigan, to Grand Island Bay, on Lake Superior, and for a grant of swamp lands for the construction of the same ;

Referred to the committee on public lands.

By Mr. Roof: Memorial of the president and trustees of the village of Ionia, remonstrating against the amendment of the village charter, in relation to election of village marshal ;

Referred to the committee on banks and incorporations.

By Mr. Ross: Memorial of the board of supervisors of Livingston county in regard to reports to be made to judges of courts of record, and other officers ;

Referred to the committee on judiciary.

By Mr. Landon: Petition of H. D. Rice and 43 others, citizens of Jackson county, asking that the act incorporating the Jackson and Michigan plank road company be so amended as to prevent the collecting of tolls thereon ;

Referred to the committee on banks and incorporations.

By Mr. Smith: Petition of J. S. Hurd, C. W. Emerson, C. Hollingsworth, Montgomery Davis, and 22 others, citizens of Jackson county, asking that the act incorporating the Jackson and Michigan plank road company, may be so amended as to prevent Alanson Patterson, Marvin Dorrill, and Frank Standish from collecting tolls on the first ten miles of said road, or that the act incorporating said company may be repealed;

Referred to the committee on banks and incorporations.

By Mr. Adsit: Resolution of the board of supervisors of Ottawa county, asking that if the 14th judicial circuit is divided, that Allegan, Ottawa and Muskegon counties be formed into a judicial circuit;

Referred to the committee on judiciary.

By Mr. C. B. Grant: Petition of Byron R. Porter and 133 others, citizens of Washtenaw county, asking that the present militia law be so amended as to provide for uniforms for State troops;

Referred to the committee on military affairs.

By Mr. Coulter: Petition of Hon. G. C. Jones, Hon. Justus Gage, C. W. Clemmer, W. H. Campbell, Irving Clendenen, H. C. Buffington, Geo. Miller, and 239 others, citizens of the village of Dowagiac, asking for the building of another State Normal School, to be located at Dowagiac;

Referred to the committee on education.

By Mr. W. H. C. Mitchell: Petition of H. H. Haskin, L. Charter, J. A. Haskin, and 14 others, citizens of Kalkaska county, asking for the organization of said county, and the township of Springfield therein;

Referred to the committees on towns and counties.

By Mr. Thayer: Petition of Stephen Greenman and 160 others, citizens of Sanilac county, asking for the laying out of a State road from Bad Axe river, in Huron county, to intersect with the Almont and Cass river State road in Sanilac county, and asking for an appropriation of State swamp land;

Referred to the committee on public lands.

By Mr. Holt: Petition of C. Davis, E. W. Merrill, T. J. Rand, A. B. Furman, J. D. Davis, and 20 others, citizens of Muskegon county, asking that the State swamp lands appropriated by act No. 238 of the session laws of 1863, not yet expended, be used in improving the Grand Rapids and Muskegon State road in the townships of Eggleston and Muskegon, in the county of Muskegon;

Referred to the committee on public lands.

By Mr. Van Scoy: Petition of John A. Bennington and 46 others, asking for the repeal of the law providing for the election of county superintendents of common schools;

Referred to the committee on education.

REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment,

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bill:

A bill to legalize the tax-roll of the township of Geneva, in the county of Van Buren, for the year eighteen hundred and seventy.

JNO. F. COULTER, *Acting Chairman.*

Report accepted.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills:

A bill to organize the township of Pioneer, in the unorganized county of Missaukee;

Also,

A bill to organize the township of Mancelona, in Otsego and Antrim counties;

Also,

A bill to organize the township of Round Lake, in the unorganized counties of Kalkaska and Crawford;

Also,

A bill to amend section 2, of act No. 105, of the session laws of 1863, being section No. 2231 of the compiled laws, in relation to granting diplomas to graduates of State Normal Schools, approved March 13, 1863.

C. Y. OSBURN, *Acting Chairman.*

Report accepted.

By the committee on the judiciary:

The committee on the judiciary, to whom was recommitted Senate bill No. 1, being

A bill to amend section 50, of "An act to provide for the incorporation of railroad companies," approved February 12, 1855,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cameron,

The House concurred in the amendment made to the bill by the committee.

The bill having been read a third time, was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,
Adams,
Adsit,
Andrews,
Atwood,
Barnaby,
Bates,
Boyce,
Brockway,
Brown,
Cameron,

Mr. C. B. Grant,
R. J. Grant,
Gorman,
Gray,
Green,
Greusel,
Grosvenor,
Haack,
Harris,
Hart,
H. Haynes,

Mr. Minne,
P. Mitchell,
W.H.C. Mitchell,
Montgomery,
Moshier,
Norris,
C. Y. Osburn,
J. M. Osborn,
Pearl,
Pattengell,
Phillips,

Mr. Chamberlain,	Mr. J. Haynes,	Mr. Pierson,	
Cherry,	Haywood,	Post,	
Childs,	Hazen,	Priest,	
Clement,	N. R. Hill,	Riford,	
Climie,	S. W. Hill,	Rood,	
Cochrane,	Holland,	Roof,	
Congdon,	Holt,	Roost,	
Copley,	Houseman,	Ross,	
Coulter,	Hoyt,	Runyan,	
Crane,	Huff,	Smith,	
Crofoot,	Hughes,	Sumner,	
Dalton,	Hurlbut,	Swineford,	
Doty,	Huston,	Thayer,	
Edwards,	Kellogg,	Tobey,	
Fenton,	Knapp,	Van Scoy,	
Ferris,	Lamb,	Walker,	
Ferry,	Landon,	Walton,	
Frost,	McGonegal,	Watkins,	
Garfield,	E. R. Miller,	Webster,	
Garrison,	N. L. Miller,	White,	
Gibson,	R. C. Miller,	Williams,	
Gillam,	Millington,	Speaker,	99
	NAYS.		0

Title agreed to.

On motion of Mr. Hoyt,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

A petition of Thomas L. Jackson and thirty merchants of Saginaw City, asking the amendment of paragraph 4778, section 2, compiled laws, relative to garnishee proceedings,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the prayer of the petitioners be not granted, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Holt,

The petition was laid on the table.

By the committee on agriculture :

The committee on agriculture, to whom was referred

A bill to amend section 13, of chapter 51, of the compiled laws, relative to wolves and other noxious animals,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass and ask to be discharged from the further consideration of the subject.

JACOB WALTON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

COMMUNICATIONS FROM STATE OFFICERS.

The Speaker announced the following :

QUARTERMASTER GENERAL'S OFFICE, }
Detroit, January 16, 1871. }

To the Speaker of the House of Representatives :

SIR—In conformity to the resolution of the House of Representatives, of January 11th, I have the honor to submit the following report :

The ordnance and ordnance stores owned by the State of Michigan are as follows :

	Flint-lock and Smooth-bore Muskets.	Rifled Muskets.	Spare Cones.	Wipers.	Screw-drivers.	Spring Vices.	Tumbler Punches.	Ball Screws.	Main Springs.	Scar Springs.	Tumbler Screws.	Cartridge Boxes.	Cartridge Box Plates.
Total	735	2202	1782	1702	1762	170	178	180	500	228	490	2228	2182
No. issued	422	600	820	240	800	24	82	84	85	61	75	582	402
No. in store	808	1802	1462	1462	1462	146	146	146	415	179	415	1656	1650
In good condition .....	.....	1902	1782	1702	1762	170	178	180	500	228	490	1876	1870
In bad order or worthless	725	300	.....	.....	.....	.....	.....	.....	.....	.....	.....	362	262

TABLE—Continued.

	Cartridge Box Belts.	Cartridge Box Belt Plates.	Bayonet Scabbards.	Waist Belts.	Waist Belt Plates.	Gun Slings.	Cap Pouches and Picka.	Tompions.	Cone Wrenches.	Wormers.	Arm Chests.	Brass Cannon and Carriages.	Iron Rifled 10-pound'r	10-pounder Calabaz.
Total.....	2217	2117	3117	2029	2080	2150	2189	1520	80	100	79	14	8	14
No. issued.....	588	488	562	432	432	550	562	140	80	100	21	14	8	9
No. in store.....	1629	1629	1555	1542	1548	1600	1557	1880	---	---	57	---	---	5
In good condition	1855	1855	1775	1762	1768	1820	1777	1840	80	---	50	---	6	---
In bad order or worthless.....	262	262	342	262	262	330	362	180	---	100	28	14	2	14

TABLE—Continued.

	10-pounder Carriages.	Sets Artillery Harness.	Halters and Straps.	Drivers' Whips.	Sponges, Hammers and Covers.	Wormers and Staves.	Handspikes, Trail.	Sponge Buckets, Iron.	Tar Buckets, Iron.	Water Buckets, G. P.	Tarpaulins.	Vent Covers.	Pickaxes.	Chopping Axes.
Total.....	8	25	40	21	12	4	12	8	18	21	12	2	3	3
No. issued.....	8	1	---	---	12	4	12	8	18	21	12	2	---	3
No. in store.....	---	24	40	21	---	---	---	---	---	---	---	---	3	---
In good condition	---	---	---	---	---	---	---	---	---	---	---	---	---	---
In bad order or worthless.....	8	25	40	21	12	4	12	8	18	21	12	2	3	3

AMMUNITION.

16,000 ball cartridges, cal. 60, in good order but too large for use by any arms owned by State.

7 cases (15 to case) 10-pounder case shot, serviceable.

1 case (15 to case) 10-pounder cannister, serviceable.

CAMP AND GARRISON EQUIPAGE.

The State has no camp and garrison equipage of any description.

Of the arms and accoutrements owned by the State, 1,000 rifled muskets, cal. 58, and 1,000 sets Infantry accoutrements are new (in store at Dearborn arsenal), of the balance 902 have been or are now in use but in good condition for old arms; 300 are in a worthless condition, and 725 of the old patterns are useless. The artillery owned by the State is, except 6 10-pounder rifled guns, in an almost worthless condition, the brass guns being useful only for firing salutes, for which purpose they are used, being distributed in different cities of the State. There is no ammunition, except for 10-pounder artillery, which can be used. There is not a cartridge in the State which could be used in the Infantry arms belonging to the State in case of necessity, and no ammunition for these arms can now be procured.

Very respectfully,

WM. A. THROOP,

Quartermaster General.

The communication was referred to the committee on military affairs.

NOTICES.

Mr. Hoyt gave notice that on some future day he would ask leave to introduce

A bill to provide for the transmission of the official publications of the State to the free library of the city of Detroit.

Mr. Green gave notice that on some future day he would ask leave to introduce

A bill to amend the first sub-division of section five, chapter twenty, being section 1017 of the compiled laws, relative to persons liable to work on the highway.

Mr. Barnaby gave notice that on some future day he would ask leave to introduce

A bill to repeal act No. 76, of laws of 1867, entitled an "Act to provide for the appointment of a commissioner, to be known as the Swamp Land State Road Commissioner."

Mr. Bates gave notice that on some future day he would ask leave to introduce

A bill to detach certain territory from the county of Saginaw, and attach the same to the county of Bay.

Mr. W. H. C. Mitchell gave notice that on some future day he would ask leave to introduce

A bill to organize the township of Springfield, in the counties of Kalkaska and Crawford.

Mr. Cochrane gave notice that on some future day he would ask leave to introduce

A bill to amend Act No. 416, of the laws of 1869, entitled "An act to authorize the improvement of Fort street, in the township of Springwells, and to provide for the maintenance thereof."

Mr. Gray gave notice that on some future day he would ask leave to introduce

A bill to amend section 430, of the compiled laws, as amended by act No. 125, of session laws of 1861, and also to amend section 4341 of compiled laws, as amended by the act aforesaid.

Mr. Holt gave notice that on some future day he would ask leave to introduce

A bill to amend section 5, of an act entitled "An act to authorize the formation of corporations for the running, booming, and rafting of logs," approved February 4, 1864.

INTRODUCTION OF BILLS.

Mr. Grosvenor, previous notice having been given and leave being granted, introduced

A bill to amend section 124, of act 169, of the session laws of 1869, entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 9th, 1869.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Hoyt, previous notice having been given and leave being granted, introduced

A bill to provide for the filing and recording notice of the pendency of suits at law, where the title to real estate is in issue, or to be affected.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hazen, previous notice having been given, and leave being granted, introduced

Joint resolution, authorizing the Commissioner of the State Land Office to issue a certificate of sale of certain Primary School land, to Lyman Heath, of St. Clair county, Michigan.

The joint resolution was read a first and second time by its title, and referred to the committee on public lands.

Mr. Grosvenor, previous notice having been given and leave being granted, introduced

A bill to authorize the election of a township drain commissioner in each organized town, and to authorize them to locate, establish and construct ditches, drains and water courses in their respective towns, and to repeal all other drainage laws in relation thereto.

The bill was read a first and second time by its title, and referred to the committee on drainage.

Mr. Huston, previous notice having been given and leave being granted, introduced

A bill to amend act No. 267 of the session laws of 1869, being an act entitled "An act to amend act No. 397 of the session laws of A. D. 1867, entitled 'An act to amend act No. 301 of the session laws of 1865,' being an act entitled 'an act to regulate the tolls on plank roads in Bay, Clinton, Gratiot and Saginaw counties.'"

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

THIRD READING OF BILLS.

House bill No. 16, entitled

A bill to organize the county of Kalkaska, and attach thereto the unorganized county of Crawford,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Roost moved to amend the fourth line of section 5 by striking out the word "organizing" and inserting the word "organized" in lieu thereof;

Which motion prevailed.

Mr. J. Haynes moved to amend section 7 by inserting in line 6, after the word "county," the words "shall be recorded in the books designated 'records of Kalkaska county;'"

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. C. B. Grant,	Mr. Minne,
Adams,	R. J. Grant,	P. Mitchell,
Adsit,	Gorman,	W.H.C. Mitchell,
Andrews,	Gray,	Montgomery,
Atwood,	Green,	Moshier,
Barnaby,	Greusel,	Norris,
Bates,	Grosvenor,	C. Y. Osburn,
Boyce,	Haack,	J. M. Osborn,
Brockway,	Harris,	Pearl,
Brown,	Hart,	Pattengell,
Cameron,	H. Haynes,	Phillips,
Chamberlain,	J. Haynes,	Pierson,
Cherry,	Haywood,	Post,
Childs,	Hazen,	Priest,
Clement,	N. R. Hill,	Riford,
Climie,	S. W. Hill,	Rood,
Cochrane,	Holland,	Roof,
Congdon,	Holt,	Roost,
Copley,	Houseman,	Ross,
Coulter,	Hoyt,	Runyan,
Crane,	Huff,	Smith,
Crofoot,	Hughes,	Sumner,
Dalton,	Hurlbut,	Swineford,

Mr. Doty,	Mr. Huston,	Mr. Thayer,	
Edwards,	Kellogg,	Tobey,	
Fenton,	Knapp,	Van Scoy,	
Ferris,	Lamb,	Walker,	
Ferry,	Landon,	Walton,	
Frost,	McGonegal,	Watkins,	
Garfield,	E. R. Miller,	Webster,	
Garrison,	N. L. Miller,	White,	
Gibson,	R. C. Miller,	Williams,	
Gillam,	Millington,	Speaker,	99
	NAYS.		0

Title agreed to.

On motion of Mr. W. H. C. Mitchell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The Sergeant-at-Arms announced the Private Secretary of the Governor, who transmitted to the House a message from his Excellency, the Governor, in writing.

House bill No. 18, entitled

A bill to amend section seventy-nine, of chapter ninety-three, of the revised statutes of 1846, entitled "Of courts held by justices of the peace," as amended by act approved February 13, 1855, being section three thousand seven hundred and thirty-one, of the compiled laws;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. R. J. Grant,	Mr. P. Mitchell,
Adams,	Gorman,	W.H.C. Mitchell,
Adsit,	Gray,	Montgomery,
Andrews,	Green,	Moshier,
Atwood,	Greusel,	Norris,
Barnaby,	Grosvenor,	C. Y. Osburn,
Bates,	Haack,	J. M. Osborn,
Boyce,	Harris,	Pearl,
Brockway,	Hart,	Pattengell,
Brown,	H. Haynes,	Phillips,
Cameron,	J. Haynes,	Pierson,
Chamberlain,	Haywood,	Post,
Cherry,	Hazen,	Priest,

Mr. Childs,	Mr. N. R. Hill,	Mr. Riford,
Clement,	S. W. Hill,	Rood,
Climie,	Holland,	Roof,
Cochrane,	Holt,	Roost,
Congdon,	Houseman,	Ross,
Copley,	Hoyt,	Runyan,
Coulter,	Huff,	Smith,
Crofoot,	Hughes,	Sumner,
Doty,	Hurlbut,	Swineford,
Edwards,	Huston,	Thayer,
Fenton,	Kellogg,	Tobey,
Ferris,	Knapp,	Van Scoy,
Ferry,	Lamb,	Walker,
Frost,	Landon,	Walton,
Garfield,	E. R. Miller,	Watkins,
Garrison,	N. L. Miller,	Webster,
Gibson,	R. C. Miller,	White,
Gillam,	Millington,	Williams,
C. B. Grant,	Minne,	Speaker,

96

NAYS.

Mr. Crane,

1

Title agreed to.

Senate manuscript bill, entitled

A bill to legalize the tax-roll of Kasson, in the county of Leelanaw, for the year eighteen hundred and seventy;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. C. B. Grant,	Mr. Minne,
Adams,	R. J. Grant,	W.H.C. Mitchell,
Adsit,	Gorman,	Montgomery,
Andrews,	Gray,	Moshier,
Atwood,	Green,	Norris,
Barnaby,	Greusel,	C. Y. Osburn,
Bates,	Grosvenor,	J. M. Osborn,
Boyce,	Haack,	Pearl,
Brockway,	Harris,	Pattengell,
Brown,	Hart,	Phillips,
Cameron,	H. Haynes,	Pierson,
Chamberlain,	J. Haynes,	Post,
Cherry,	Haywood,	Priest,
Childs,	N. R. Hill,	Riford,
Climie,	S. W. Hill,	Rood,

Mr. Cochrane,	Mr. Holland,	Mr. Roof,	
Congdon,	Holt,	Roost,	
Copley,	Houseman,	Ross,	
Coulter,	Hoyt,	Runyan,	
Crane,	Huff,	Smith,	
Crofoot,	Hughes,	Sumner,	
Dalton,	Hurlbut,	Swineford,	
Doty,	Huston,	Thayer,	
Edwards,	Kellogg,	Tobey,	
Fenton,	Knapp,	Van Scoy,	
Ferris,	Lamb,	Walker,	
Ferry,	Landon,	Walton,	
Frost,	McGonegal,	Watkins,	
Garfield,	E. R. Miller,	Webster,	
Garrison,	N. L. Miller,	White,	
Gibson,	R. C. Miller,	Williams,	
Gillam,	Millington,	Speaker,	96
	NAYS.		0

Title agreed to.

On motion of Mr. Roost,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 2, entitled

A bill to authorize the consolidation of mining companies,
Being under consideration, pending the third reading thereof,

On motion of Mr. S. W. Hill,

The bill was recommitted to the committee on mines and minerals.

SPECIAL ORDER.

The Speaker announced that the hour of eleven o'clock had arrived, the time fixed by resolution of the House for proceeding to elect a Senator in Congress in place of Jacob M. Howard, whose term of office expires on the 4th day of March next.

The House then proceeded, by a *viva voce* vote, to name a person for Senator in Congress, with the following result:

THOS. W. FERRY.

Mr. Adams,	Mr. Green,	Mr. R. C. Miller,
Andrews,	Greusel,	Millington,
Barnaby,	Grosvenor,	P. Mitchell,
Bates,	Haack,	W.H.C. Mitchell,
Brockway,	Harris,	Norris,
Brown,	H. Haynes,	C. Y. Osburn,
Cameron,	J. Haynes,	J. M. Osborn,
Chamberlain,	Hazen,	Pattengell,
Cherry,	S. W. Hill,	Phillips,
Climie,	Holland,	Post,
Copley,	Holt,	Priest,
Coulter,	Hoyt,	Riford,
Crane,	Huff,	Roost,
Crofoot,	Hughes,	Smith,
Doty,	Hurlbut,	Sumner,
Ferris,	Huston,	Thayer,
Ferry,	Kellogg,	Tobey,
Garfield,	Knapp,	Van Scoy,
Garrison,	Lamb,	Walker,
Gibson,	Landon,	Walton,
Gillam,	McGonegal,	Watkins,
C. B. Grant,	E. R. Miller,	Williams,
R. J. Grant,	N. L. Miller,	Speaker.
Gray,		

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HENRY N. WALKER.

Mr. Adam,	Mr. Fenton,	Mr. Pearl,
Adsit,	Frost,	Pierson,
Atwood,	Gorman,	Rood,
Boyce,	Hart,	Roof,
Childs,	Haywood,	Ross,
Clement,	N. R. Hill,	Runyan,
Cochrane,	Houseman,	Swineford,
Congdon,	Minne,	Webster,
Dalton,	Montgomery,	White,
Edwards,	Moshier,	

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Hon. Thomas W. Ferry received a majority of all the votes cast by the House for the office of Senator in the Congress of the United States.

MOTIONS AND RESOLUTIONS.

Mr. Grosvenor offered the following:

Resolved, That the committee on internal improvements be

instructed to inquire into and report as to the propriety of increasing the taxation on railroad corporations in this State;

Which was adopted.

Mr. Runyan offered the following :

Resolved (the Senate concurring), That our Senators and Representatives in Congress be and are hereby requested to introduce and urge the passage of a bill granting pensions to the surviving soldiers of the war of 1812.

Laid on the table for one day under the rules.

On motion of Mr. C. Y. Osburn,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called : quorum present.

MESSAGE FROM THE GOVERNOR.

The Speaker, by unanimous consent, announced the following :

EXECUTIVE OFFICE, }
Lansing, January 14, 1871. }

To the House of Representatives :

I have this day approved, signed and deposited in the office of the Secretary of State :

An act to legalize the tax-roll of the township of L'Anse, in the county of Houghton, for the year eighteen hundred and seventy, and to extend the time for the collection of the taxes of the said township ;

Also,

An act to legalize the tax-roll of the township of Leonidas, in the county of St. Joseph, for the year eighteen hundred and seventy, and to extend the time for the collection of the taxes therein until March first, eighteen hundred and seventy-one ;

Also,

An act to amend section forty-three of an act to revise the charter of the city of Flint, approved March 20th, 1867.

HENRY P. BALDWIN.

The message was laid on the table.

GENERAL ORDER.

On motion of Mr. Barnaby,

The House went into committee of the whole, on the general order,

Mr. Millington in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bill:

1. House bill No. 14, entitled

A bill to amend section one of an act entitled, "An act to amend section sixteen hundred and eighty-seven of the compiled laws, requiring boards of supervisors to raise an annual tax for the benefit of county agricultural societies,"

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

The committee of the whole have also had under consideration the following entitled bill:

2. House bill No. 17, entitled

A bill to amend section 2, of an act entitled "An act to amend an act entitled 'An act to incorporate the village of Ionia,'" approved February 17, 1865, being act No. 232, of the 2d volume of the session laws of 1869, approved February 24, 1869,

And have directed their chairman to report the same back to the House with the recommendation that it be re-committed to the committee on banks and and incorporations.

The committee of the whole have also had under consideration the following entitled bills:

3. House bill No. 19, entitled

A bill to amend section 3260 of the compiled laws, relative to annulling a marriage on the ground of the physical incapacity of one of the parties;

4. House bill No. 20, entitled

A bill to provide for the payment of the officers and members of the Legislature, for the year 1871,

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

CHAS. R. MILLINGTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. H. Haynes,

The House concurred in the action of the committee in striking out all after the enacting clause of the first named bill.

On motion of Mr. Brockway,

The enacting clause was laid on the table.

On motion of Mr. Roof,

The House concurred in the recommendation of the committee on the second named bill, and the bill was recommitted to the committee on banks and incorporations.

The third and fourth named bills were placed on the order of third reading.

Mr. Riford, by unanimous consent offered the following:

Resolved, That the committee on elections be, and they are hereby authorized and empowered to send for persons and papers in the contested case of Fred. L. Wells vs. Samuel L. Boyce;

Which was adopted.

On motion of Mr. Holt,

The rule requiring the third reading of bills to be on a day subsequent to that on which they passed the committee of the whole, was suspended, and the bills on the order of third reading were put upon their passage.

House bill No. 20, entitled

A bill to provide for the payment of the officers and members of the Legislature for the year eighteen hundred and seventy-one ;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adam,	Mr. C. B. Grant,	Mr. Millington,
Adams,	R. J. Grant,	Minne,
Adsit,	Gorman,	P. Mitchell,
Andrews,	Gray,	W.H.C. Mitchell,
Atwood,	Green,	Montgomery,
Barnaby,	Greusel,	Moshier,
Bates,	Grosvenor,	Norris,
Boyce,	Haack,	C. Y. Osburn,
Brockway,	Harris,	J. M. Osborn,
Brown,	Hart,	Pearl,
Cameron,	H. Haynes,	Pattengell,
Chamberlain,	J. Haynes,	Phillips,
Cherry,	Haywood,	Pierson,
Childs,	Hazen,	Post,
Clement,	N. R. Hill,	Priest,
Climie,	S. W. Hill,	Riford,
Cochrane,	Holland,	Rood,
Congdon,	Holt,	Roof,
Copley,	Houseman,	Ross,
Coulter,	Hoyt,	Runyan,
Crane,	Huff,	Smith,
Crofoot,	Hughes,	Sumner,
Dalton,	Hurlbut,	Swineford,
Doty,	Huston,	Thayer,
Edwards,	Kellogg,	Tobey,
Fenton,	Knapp,	Van Scoy,
Ferris,	Lamb,	Walker,
Ferry,	Landon,	Walton,
Frost,	Little,	Watkins,
Garfield,	McGonegal,	Webster,
Garrison,	E. R. Miller,	White,
Gibson,	N. L. Miller,	Williams,
Gillam,	R. C. Miller,	Speaker.

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NAYS.

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Title agreed to.

On motion of Mr. Brockway,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 19 entitled

A bill to amend section 3260 of the compiled laws, relative to annulling a marriage on the ground of the physical incapacity of one of the parties,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Tobey moved that the bill be laid on the table;

Which motion did not prevail.

Mr. J. Haynes moved to recommit the bill to the committee on judiciary ;

Which motion did not prevail.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adam,	Mr. Grosvenor,	Mr. Montgomery,
Adsit,	S. W. Hill,	C. Y. Osburn,
Atwood,	Holland,	Post,
Cochrane,	Hughes,	Riford,
Fenton,	Millington,	Roof,
Frost,	P. Mitchell,	Swineford,
C. B. Grant,	W.H.C. Mitchell,	Williams,
Gray,		

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NAYS.

Mr. Adams,	Mr. R. J. Grant,	Mr. R. C. Miller,
Andrews,	Gorman,	Minne,
Barnaby,	Greusel,	Moshier,
Bates,	Haack,	Norris,
Boyce,	Harris,	J. M. Osborn,
Brockway,	Hart,	Pearl,
Brown,	H. Haynes,	Pattengell,
Cameron,	J. Haynes,	Phillips,
Chamberlain,	Haywood,	Pierson,
Cherry,	Hazen,	Priest,
Childs,	N. R. Hill,	Rood,
Climie,	Holt,	Ross,
Congdon,	Houseman,	Runyan,

Mr. Copley,	Mr. Hoyt,	Mr. Smith,
Coulter,	Huff,	Sumner,
Crane,	Hurlbut,	Thayer,
Dalton,	Huston,	Tobey,
Doty,	Kellogg,	Van Scoy,
Edwards,	Knapp,	Walker,
Ferris,	Lamb,	Walton,
Ferry,	Landon,	Watkins,
Garfield,	Little,	Webster,
Garrison,	McGonegal,	White,
Gibson,	E. R. Miller,	Speaker.
Gillam,	N. L. Miller,	

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Mr. Adam, unanimous consent being granted, gave notice that on some future day he would ask leave to introduce

A bill to incorporate the Michigan society, for the prevention of cruelty to animals;

Also,

A bill for the more effectual prevention of cruelty to animals.

Mr. Fenton, by unanimous consent, offered the following:

Resolved, That a committee of two be appointed to invite Prof. Winchell to deliver an address before the members of this House on the geology and mineral resources of the State of Michigan;

Which was adopted.

The Speaker announced Messrs. Fenton and Brockway as such committee.

Mr. Andrews, unanimous consent being given, pursuant to previous notice, introduced

A bill to extend the time of the collection of certain ditch taxes extended and spread upon the tax-roll of the township of Novi, in the county of Oakland, and for the relief of the persons who have paid the highway ditch tax in said township, and to legalize the acts of the drainage commission of said county in the matter of ditches surveyed and laid out in said township, and the tax-roll of said township as to the said ditch taxes spread thereon.

The bill was read a first and second time by its title, and referred to the committee on drainage.

On motion of Mr. Walker,

The House adjourned.

Lansing, Wednesday, January 18, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Robinson.

Roll called: quorum present.

Absent without leave: Mr. J. Haynes.

Mr. Hazen asked and obtained leave of absence for Mr. J. Haynes for the day.

PRESENTATION OF PETITIONS.

By Mr. Edwards: Petition of E. J. Bonine, and 17 others, asking the passage of a law to prevent cruelty to animals and birds;

Referred to the committee on agriculture.

By Mr. Adam: Memorial of Moses W. Field, Secretary of the Michigan society for the prevention of cruelty to animals;

Referred to the committee on agriculture.

By Mr. Garrison: Petition of Jas. T. Morgan, John Dippy, T. F. Burtnell and 48 others, citizens of the township of Antrim, Shiawassee county, praying for the repeal of act No. 55, of the session laws of 1867, entitled "An act to provide for county superintendents of schools;"

Referred to the committee on education.

By Mr. Thayer: Petition of E. B. Harrington and 31 others, citizens of Sanilac and Tuscola counties, asking for the laying out of a State road from a point near Richmondville, in Sanilac county, to Centerville in Tuscola county;

Referred to the committee on roads and bridges.

By Mr. Landon: Remonstrance of B. Porter and 124 others, citizens of Jackson county, to the petition to forfeit the franchises of the Jackson and Lansing Plank Road Company;

Referred to the committee on banks and incorporations.

By Mr. Fenton: Petition of M. W. Horne, Chas. Brannock, A. P. Newton, F. M. Sammons, J. P. Sutton and 50 others, citizens of Cheboygan county, praying for a State road and ditches from the mouth of the Cheboygan river to Little Traverse Bay;

Referred to the committee on public lands.

By Mr. Grosvenor: Petition of Dr. J. B. Jewett, and six others, of Ionia county, asking that the chairs of the Medical Department in the State University be filled by homeopathic physicians from February to June of each year;

Also, petition of Dr. E. H. Drake, and five others, for the same purpose;

Also, petition of Dr. S. B. Thayer, and five others, for the same purpose;

Also, petition of Dr. A. Bagley, of Wayne county, and five others, for the same purpose;

Referred to the committee on State affairs.

By Mr. Childs: Petition of A. Safe, and 108 others, residents of the village of Manchester, asking an amendment to the charter of said village;

Referred to the committee on banks and incorporations.

By Mr. Pearl: Petition of James Dunn and others, highway commissioners of the town of Romulus, and of I. Bird and 38 others, to legalize certain ditch taxes assessed in said township for the years 1867, 1868, 1869 and 1870, respectively;

Referred to the committee on drainage.

By Mr. C. Y. Osburn: Memorial of the common council of the city of Owosso, praying the passage of an act to authorize said city to raise money for the purpose of erecting a court-house and jail for Shiawassee county;

Referred to the committee on banks and incorporations.

By Mr. Holt: Petition of N. Cunningham, J. C. Baker, John Stockwell, Daniel Sutton, E. C. Covert and 18 others, citizens of the township of Cedar Creek, in the county of Muskegon, praying for the organization of the township of Forest, in said county;

Referred to the committee on towns and counties.

By Mr. W. H. C. Mitchell: Petition of E. N. Fitch, S. D. Haight, P. Ewing, and 125 others, asking for the incorporation of the village of Ludington, Mason county;

Referred to the committee on banks and incorporations.

By Mr. Coulter: Resolution of the board of supervisors of Cass county, relative to the admission of persons to the Insane Asylum for treatment, who are in the early stages of insanity;

Referred to the committee on the Insane Asylum.

By Mr. Huston: Petition of J. E. North and 25 others, of Vassar, asking for the passage of a law to prevent the hounding of deer;

Referred to the committee on State affairs.

REPORTS OF STANDING COMMITTEES.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

Joint resolution proposing an amendment to section 1, article 11, of the constitution of this State, relative to changing the time of holding the annual township meeting,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Miller,

The joint resolution was laid on the table.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

Memorial of the board of supervisors of Livingston county, in regard to reports to be made to judges of courts of record, and other officers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, recommending that the prayer of the petitioners be not granted, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Williams,

The memorial was laid on the table.

By the committee on education :

The committee on education, to whom was referred

A bill to amend sections fifty-eight and one hundred and seven of the session laws of eighteen hundred sixty-nine, approved April 3d, 1869, being sections 2301 and 2350 of the compiled laws, entitled "Of primary schools,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

C. B. GRANT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Garrison,

The bill was laid on the table.

By the committee on local taxation:

The committee on local taxation, to whom was referred

A bill respecting the collection of certain ditch taxes in the township of Lapeer, in the county of Lapeer, for the year eighteen hundred and seventy, and for the re-assessment of the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to

the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. H. CRANE, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on local taxation :

The committee on local taxation, to whom was referred

A bill to extend the time for payment of drain taxes in the township of Burlington, in the county of Lapeer,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. H. CRANE, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on drainage :

The committee on drainage, to whom was referred

The petition of R. C. Simons, A. S. Brooks, James Ellis, and twenty-one others, tax-payers of the township of Novi, county of Oakland, praying that the time for the collection of a certain ditch tax now levied and spread upon the tax-roll of said township for the year 1870, be extended to the first day of February, 1872, and for the relief of the persons who have paid for the highway ditch in said township, and to legalize the acts of the drain commissioner of said county in matters of ditching, surveying, and laying out the same in said township and the tax-roll of said township, as to said ditch taxes spread thereon ;

Also,

A bill to extend the time of the collection of certain ditch

taxes, extended and spread upon the tax-roll of the township of Novi, county of Oakland, and State of Michigan, for the year 1870, and for the relief of the persons who have paid the highway ditch tax in said township, and to legalize the acts of the drainage commissioner of said county in matters of ditches, surveyed and laid out in said township, and the tax-roll of said township as to said ditch taxes spread thereon,

Respectfully report that they have had the same under consideration, and have directed me to report the bill back to the House without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

GEO. I. BROWN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

REPORTS OF SELECT COMMITTEES.

The special committee appointed under a resolution of the House to wait on Prof. Winchell, respectfully beg leave to report that Prof. Winchell has accepted the invitation, and will address the House on Thursday evening at 7½ o'clock.

C. B. FENTON, *Chairman.*

Report accepted and committee discharged.

NOTICES.

Mr. Swineford gave notice that on some future day he would ask leave to introduce

A bill to build a State road from Seuilchoix harbor, on the north shore of Lake Michigan, to Grand Island Bay, on the south shore of Lake Superior, and providing an appropriation of State swamp lands for the construction of the same;

Also,

A State road from the Schoolcraft furnace, in the county of Schoolcraft, to the mouth of Chocolay river, in the county of Marquette, and providing an appropriation of State swamp lands to aid in the construction of the same.

Mr. Childs gave notice that on some future day he would ask leave to introduce

A bill to amend an act to incorporate the village of Manchester, approved March 16, 1867.

Mr. W. H. C. Mitchell gave notice that on some future day he would ask leave to introduce

A bill to incorporate the village of Ludington, in Mason county.

Mr. Watkins gave notice that on some future day he would ask leave to introduce

A bill to legalize the first charter election held in the village of Plainwell, on the 29th of March, 1869; also to legalize the acts of the village board for the year 1869.

Mr. Hazen gave notice that on some future day he would ask leave to introduce

A bill to provide for the completion of the Capac and Clyde State Road, in the county of St. Clair, and making an appropriation of swamp land therefor;

Mr. Garrison gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the city of Corunna.

Mr. Adsit gave notice that on some future day he would ask leave to introduce

A bill to provide for the better security of mechanics and other persons furnishing labor or materials for the erection, altering, repairing, beautifying or ornamenting of buildings in the State of Michigan.

Mr. Cherry gave notice that on some future day he would ask leave to introduce

A bill to provide for the levying and collecting a school tax in fractional school district No. 1, in the townships of Barry and Prairieville, in the county of Barry.

Mr. Gillam gave notice that on some future day he would ask leave to introduce

A bill to repeal act number 55, of the session laws of 1867,

being an act to provide for county superintendents of schools, and to amend section 91, and repeal sections 74, 85, 86, 87, 88, 89, and 90, of chapter 78, of compiled laws.

INTRODUCTION OF BILLS.

Mr. W. H. C. Mitchell, previous notice having been given and leave being granted, introduced

A bill to organize the township of Springfield, in the counties of Kalkaska and Crawford.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Gorman, unanimous consent being given, introduced

A bill to amend section 7, of chapter 19, of the compiled laws, as amended by act No. 71, of the session laws of 1869, relating to the duties of overseers of highways.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Swineford, previous notice having been given and leave being granted, introduced

Joint resolution asking the Congress of the United States to make an appropriation for the completion of the breakwater at Marquette, on lake Superior.

The joint resolution was read a first and second time by its title, and referred to the committee on harbors.

Mr. Adam, previous notice having been given and leave being granted, introduced

A bill for the more effectual prevention of cruelty to animals.

The bill was read a first and second time by its title, and referred to the committee on agriculture.

Mr. Adam, previous notice having been given and leave being granted, introduced

A bill to incorporate the Michigan society for the prevention of cruelty to animals.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Barnaby, previous notice having been given, and leave being granted, introduced

A bill to repeal act number 76, of the laws of 1867, approved March 21, 1867, entitled "An act to provide for the appointment of a commissioner to be known as the Swamp Land State Road Commissioner."

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Holt, previous notice having been given and leave being granted, introduced

A bill to amend section five of an act entitled "An act to authorize the formation of corporations for the running, booming, and rafting of logs," approved February 4th, 1864.

The bill was read a first and second time by its title, and referred to the committee on lumber interests.

Mr. Huston, previous notice having been given and leave being granted, introduced

A bill to prevent hounding of deer.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Thayer, previous notice having been given and leave being granted, introduced

A bill to provide for the constructing of a State road from Bad Axe, in Huron county, to a point in town 12 north, of range 12 east, in Sanilac county.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Holt, unanimous consent being given, introduced

A bill to organize the township of Forest, in the county of Muskegon.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Cochrane, previous notice having been given and leave being granted, introduced

A bill to amend an act entitled "An act to authorize the

improvement of Fort street, in the township of Springwells, and to provide for the maintenance thereof."

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. C. Y. Osburn, previous notice having been given and leave being granted, introduced

A bill to authorize the city of Owosso to raise money to construct a court-house and jail for the county of Shiawassee.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

MOTIONS AND RESOLUTIONS.

Mr. Bates offered the following:

Whereas, The Clerk of the House has received a letter stating, in reply to inquiries made by him, that 1,000 copies of the message of His Excellency Governor Baldwin, cannot be translated and printed in the Swedish language for \$50; and

Whereas, About 200 Swedes have settled in one locality in this State during the last year, and several thousands are expected to settle in the same locality during the present year; therefore,

Resolved, That 1,000 copies of the message be ordered printed in the Swedish language, provided the translation and printing of the same may be done at an expense not exceeding \$100;

Which was adopted.

Mr. Brockway moved the appointment of a committee of three by the House to inform the Senate that the House will be prepared to receive the Senate (if it please the Senate thus to meet the House), in the hall of the House, at 12 o'clock M., to-day, for the purpose of comparing the votes given by the two houses for the candidates for the office of United States Senator from this State, in place of Hon. Jacob M. Howard, for six years from the fourth of March next.

Which motion prevailed.

The Speaker appointed as such committee, Messrs. Brockway, Crane and Congdon.

UNFINISHED BUSINESS.

Being the consideration of the following resolution:

Resolved (the Senate concurring), That our Senators and Representatives in Congress be and are hereby requested to introduce and urge the passage of a bill granting pensions to the surviving soldiers of the war of 1812;

Which was adopted.

MESSAGES FROM THE SENATE.

The Speaker, by unanimous consent, announced the following

SENATE CHAMBER, }
Lansing, January 18, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bill :

Senate bill No. 6, entitled

A bill to amend an act entitled “An act to designate the holidays to be observed in the acceptance and payment of bills of exchange and promissory notes, in the holding of courts, and relative to the continuance of suits,”

Which has passed the Senate, by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, January 18, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to return to the House the following bill :

House bill No. 10, entitled

A bill to amend section six of chapter one hundred and forty of the revised statutes of eighteen hundred and forty-six, being section five thousand three hundred and sixty-six of the compiled laws, relative to limitations of personal actions,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, January 18, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House bill No. 12, entitled

A bill to legalize the tax-rolls of the township of Deerfield, in the county of Lenawee, for each of the years of 1869 and 1870,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

On motion of Mr. Huston,

The House took a recess until 11:50 o'clock A. M.

11:50 A. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

The committee appointed to wait on the Senate to inform that body that the House would meet them in joint convention at 12 o'clock M., to compare the votes of the two Houses for the office of United States Senator, reported that they had performed the duty assigned them, and were discharged.

On motion of Mr. Tobey,

A committee of three were appointed to wait on the Senate and inform that body that the House is now ready to receive them in joint convention.

The Speaker appointed as such committee, Messrs. Tobey, Pierson and Childs.

The committee, after a short absence, reported that they had performed the duty assigned them, and were discharged.

The Sergeant-at-Arms announced the Honorable the Senate, who were conducted to seats.

PROCEEDINGS IN JOINT CONVENTION.

The joint convention met at 12 o'clock M., and was called to order by the Hon. Morgan Bates, Lieutenant Governor and President of the Senate.

The roll of the Senate was called by the Secretary thereof, and a quorum of the Senators were present.

The roll of the House was called by the Clerk thereof, and a quorum of the members were present.

The President of the Senate announced the object of the joint convention to be to compare the proceedings of the Senate and House of Representatives of yesterday, relative to electing a person for Senator of the United States from the 4th of March next, and to ascertain if the same person had received a majority of all the votes cast in each house for such office.

The Secretary of the Senate read the journal of the proceedings of the Senate thereon, as follows:

IN SENATE.

Lansing, Tuesday, January 17, 1871.

The President announced that the hour of 11 o'clock had arrived, the time fixed for electing a Senator in Congress in place of Hon. Jacob M. Howard, whose term of office expires on the fourth day of March next.

On motion of Mr. Sheley,

The Senate proceeded to name such person, *viva voce*, with the following result :

FOR THOMAS W. FERRY.

Mr. Alexander,	Mr. Hannahs,	Mr. Sheley,	
Ball,	Jenks,	Stockbridge,	
Barber,	Mann,	Stoddard,	
Begole,	Moffatt,	Storrs,	
Bennett,	Neasmith,	Waterbury,	
Cravath,	Prutzman,	Wheeler,	
Dexter,	Putnam,	White,	
Emerson,	Randall,	Wood,	24

FOR HENRY N. WALKER.

Mr. Briggs,	Mr. Morton,	Mr. Romeyn,	
Gay,	Price,		5

Hon. Thomas W. Ferry received a majority of all the votes cast for the office of Senator in the Congress of the United States.

The Clerk of the House read the journal of the proceedings of the House of Representatives thereon, as follows :

HOUSE OF REPRESENTATIVES.

Lansing, Tuesday, January 17, 1871.

The Speaker announced that the hour of eleven o'clock had arrived, the time fixed by resolution of the House for proceeding to elect a Senator in Congress in place of Jacob M. Howard, whose term of office expires on the 4th day of March next.

The House then proceeded, by a *viva voce* vote, to name a person for Senator in Congress, with the following result:

FOR THOS. W. FERRY.

Mr. Adams,	Mr. Green,	Mr. R. C. Miller,
Andrews,	Greusel,	Millington,
Barnaby,	Grosvenor,	P. Mitchell,
Bates,	Haack,	W.H.C. Mitchell,
Brockway,	Harris,	Norris,
Brown,	H. Haynes,	C. Y. Osburn,
Cameron,	J. Haynes,	J. M. Osborn,
Chamberlain,	Hazen,	Pattengell,
Cherry,	S. W. Hill,	Phillips,
Climie,	Holland,	Post,
Copley,	Holt,	Priest,
Coulter,	Hoyt,	Riford,
Crane,	Huff,	Roost,
Crofoot,	Hughes,	Smith,
Doty,	Hurlbut,	Sumner,
Ferris,	Huston,	Thayer,
Ferry,	Kellogg,	Tobey,
Garfield,	Knapp,	Van Scoy,
Garrison,	Lamb,	Walker,
Gibson,	Landon,	Walton,
Gillam,	McGonegal,	Watkins,
C. B. Grant,	E. R. Miller,	Williams,
R. J. Grant,	N. L. Miller,	Speaker,
Gray,		

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FOR HENRY N. WALKER.

Mr. Adam,	Mr. Fenton,	Mr. Pearl,
Adsit,	Frost,	Pierson,
Atwood,	Gorman,	Rood,
Boyce,	Hart,	Roof,
Childs,	Haywood,	Ross,
Clement,	N. R. Hill,	Runyan,
Cochrane,	Houseman,	Swineford,
Congdon,	Minne,	Webster,
Dalton,	Montgomery,	White,
Edwards,	Moshier,	

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Hon. Thomas W. Ferry received a majority of all the votes cast by the House for the office of Senator in the Congress of the United States.

The President declared that Hon. Thomas W. Ferry, having

received a majority of all the votes cast in each House of **this** Legislature, for the office of Senator in Congress of **the** United States, for six years from the fourth day of **March** next, was duly elected to such office.

On motion of Senator Wood,

The joint convention then adjourned *sine die*.

HENRY S. SLEEPER,

Secretary of the Senate,

N. B. JONES,

Clerk of the House of Representatives,

And Secretaries of the Joint Convention.

The Senators having retired, the House was called to order by the Speaker.

Roll called: quorum present.

The Speaker announced that the joint convention had compared the votes of the two Houses of yesterday, for the office of Senator in the Congress of the United States, and found that Hon. Thomas W. Ferry had received a majority of all the votes cast in each house for such office, and had been duly declared elected Senator in the Congress of the United States for the full term of six years from the fourth day of March next.

Mr. Ferris asked and obtained leave of absence for himself until Tuesday next.

On motion of Mr. Cameron,

The House adjourned.

Lansing, Thursday, January 19, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Roll called: quorum present.

Absent without leave, Messrs. Adam, Hazen, and White.

Mr. N. L. Miller asked and obtained leave of absence for Mr. Hazen indefinitely, on account of sickness.

Mr. Fenton asked and obtained leave of absence for Mr. Adam for the day.

Mr. Edwards asked and obtained leave of absence for Mr. White until Tuesday.

The Speaker announced the following:

JACKSON, LANSING & SAGINAW R. R. Co., }
SUPERINTENDENT'S OFFICE, }
Jackson, Mich., January 17, 1871. }

Hon. J. J. Woodman, Speaker House of Representatives:

DEAR SIR—In accordance with the wish expressed in the note of 14th, signed by yourself and the members of the House, this company will change the time of the Lansing express train, as follows: Commencing Monday, 23d inst., leave Jackson 11:30 A. M., arrive at Lansing 1:15 P. M.; leave Lansing 2:45 P. M., arrive at Jackson 4:30 P. M. Also, on Saturday next, a train will leave Lansing at 2:45 P. M. for Jackson, to enable Eastern members to connect with day express on M. C. R. R.

Yours respectfully,

A. WATSON.

Mr. Hoyt offered the following:

Resolved, That the thanks of this body be tendered to the officers of the Jackson, Lansing and Saginaw Railroad for the accommodating arrangement mentioned in their communication of the 17th inst., and that their communication be printed in the Journal;

Which was adopted.

PRESENTATION OF PETITIONS.

By Mr. Riford: Memorial of the board of supervisors of Berrien county, asking that the law creating the office of county superintendent of common schools be repealed;

Referred to the committee on education.

By Mr. Barnaby: Resolution of the board of supervisors of Gratiot county, asking the present Legislature to repeal the

law providing for a tax on dogs, or to so amend it as to render it more effective and satisfactory ;

Referred to the committee on agriculture.

By Mr. Cochrane: Petition of William P. Rathbone, for settlement of a claim against the State, growing out of an erroneous survey of a certain lot or ship-yard tract in the township of Springwells ;

Referred to the committee on State affairs.

By Mr. Swineford: Petition of S. P. Saxton and 44 others, asking for an amendment to act No. 242, of the session laws of 1869.

Referred to the committee on public lands.

By Mr. Grosvenor: Petition of Dr. Albert B. Cornell, of Kalamazoo, and seven others, asking that the chairs of the medical department of the University be filled by Homeopathic physicians from February to June, each year ;

Also, petition of Dr. F. W. Benham, and 25 others, for the same purpose ;

Also: Petition of J. De Ville Dennis, of Watrous ville, and six others, for the same purpose ;

Referred to the committee on State affairs.

By Mr. Post: Petition of William B. McCreery and 100 others, to amend the present militia law ;

Referred to the committee on military affairs.

By Mr. Roost ; Petition of the common council of the city of Grand Haven, praying for the amendment of act No. 352, session laws of 1869, by adding thereto section 89, being an act for incorporating the city of Grand Haven ;

Referred to the committee on banks and incorporations.

By Mr. Landon: Statement of the overseers of the plank road leading north from Jackson, in regard to said road, and remonstrating against the repeal of the act conferring the right to collect tolls ;

Referred to the committee on banks and incorporations.

By Mr. Gray: Memorial of the board of supervisors of

Mecosta county, praying, first, for more effectual provision for the care in the asylum for the insane, of persons who are in that stage of insanity that by proper care and treatment might be cured; second, that those who are not hopelessly insane shall be first entitled to admission into said asylum, providing there are not sufficient accommodations for all;

On motion of Mr. Gray,

The memorial was ordered printed in the journal and referred to the committee on Asylum for the Insane.

The following is the memorial:

To the Legislature of the State of Michigan:

The Board of Supervisors of the county of Mecosta respectfully desire to call your attention to the importance and necessity of such legislation as shall more effectually provide for the reception and accommodation at the Michigan Asylum for the Insane, of persons in that stage or period of insanity when, with proper treatment and care, a cure may be effected.

It is well understood that a large proportion of the insane, if treated at the outset of the disease, before the delusions of the mind become settled, the nervous system exhausted, and the malady confirmed, may be restored to mental health, and permanently cured. Indeed, it is claimed that in the great majority of cases, those who are hopelessly and incurably insane have become so from neglect and want of proper treatment at the outbreak of the disease.

It seems to your memorialists as though ample accommodation should be especially provided at the said Asylum, for the treatment of such of this unfortunate class in our State as are not yet beyond hope of recovery. But your memorialists are informed, and believe, that now, and for a long time past, the accommodations of this institution have been wholly inadequate for such purpose; that it is crowded with patients who are incurably insane, many of whom are dangerous and have been confined there for years, without any prospect or expectation of recovery, and who, from present appearances, are likely

to remain there for the balance of their lives, while almost daily the officers of the institution are compelled to turn away and refuse admission to patients in our midst who, with treatment, might be speedily cured.

We believe the institution was designed and founded, not alone as a prison or place of confinement for patients of this character, past all hope of restoration, but rather, in wisdom and mercy, as a means for restoring, through intelligent and skillful treatment and cure, to health and usefulness a class of our citizens who have thus become mentally disordered.

In view of these facts, your memorialists respectfully and earnestly pray your Honorable body to take such action as shall speedily secure to those in the early stages of insanity, admission and treatment in said Asylum, to the end that said Asylum may more completely fulfill the purpose for which it was designed.

Resolved, That the above memorial be adopted as a resolution of this Board, and that the member of the State Legislature from this district be instructed to present the same to our Legislature.

MECOSTA COUNTY, ss.

I, Charlie Gay, Clerk of the Board of Supervisors of Mecosta county, do certify that the foregoing is a true copy of a memorial and resolution adopted by said Board on the 10th day of January, 1871.

CHARLIE GAY, *Clerk*.

REPORTS OF STANDING COMMITTEES.

By the committee on harbors:

The committee on harbors, to whom was referred

Joint resolution asking the Congress of United States to make an appropriation for the completion of the breakwater at Marquette, on Lake Superior,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do

pass, and ask to be discharged from the further consideration of the subject.

W. H. C. MITCHELL, *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means :

The committee on ways and means, to whom was referred a resolution of this House instructing your committee "to inquire into the expediency of authorizing the State Treasurer to invest any moneys now on hand in the Treasury belonging to the State, not required for present use, in the bonds of the United States Government, and report by bill or otherwise,"

Respectfully report that they have had the same under consideration, and would say in this connection, that an arrangement exists which has continued during the four years last past, with certain national banks doing business in this State, by which these banks receive the surplus funds of the State and pay interest thereon at the rate of four per cent., making such computation upon each day's balance held by said banks respectively; that said arrangement also includes the further provision that said banks are to provide for the payment of such bonds, coupons, etc., as may become due and payable in the city of New York, with no expense to the State for exchange, commissions, or other charges, excepting the nominal exchange of one-tenth of one per cent, and said banks are not to receive credit for such payments until the bonds, coupons, etc., so paid are delivered at the State Treasury, the State thereby avoiding the risk of improper payments, as well as the risk of transmission of such securities from the place of payment to the State Treasury, and obtains interest on the money during such transmission. It is estimated that these latter items are worth at least one per cent. to the State, so that we virtually receive five per cent. interest upon such deposits.

It is a fact, however, that about one hundred thousand dollars

of this surplus is now subject to call. This includes about fifty thousand dollars of appropriations heretofore made and not expended, and a like amount due upon the bonds of the State past due and not yet presented for payment, upon which interest has been stopped. About a hundred thousand dollars more will be required within the next ninety days for the payment of the expenses of the Legislature and other current expenses, and nearly a like amount will also be required on or before the first day of June next, to meet the payment of interest then to become due upon bonds, interest of the school fund, and other trust funds of the State. After making these deductions and such other deductions, including appropriations of the present session of the Legislature, as must necessarily be made during the remainder of the year, only a small portion comparatively of this surplus will remain to be invested in the manner proposed. And while the receipts from taxation and other resources of the State may wholly or in part, gradually replenish this exhaustion of the treasury, this money will reach the treasury in such small amounts as to make the investment of the same in United States bonds very inconvenient and expensive. Another fact is also to be borne in mind, that since the commencement of the present European war and the late issue of five per cent. bonds of the United States with the prospective increase of such issue, United States securities have depreciated in value very considerably, and this depreciation will undoubtedly continue, particularly if there should be a general European war, which is not altogether improbable.

By the above mentioned arrangement, ample securities are required in addition to the regular liabilities of the banks, so that every possibility of loss or depreciation of funds is avoided. Your committee believe that the present flattering condition of the State credit depends mainly upon the prompt manner in which the State has met her pecuniary obligations for a number of years past, and while your committee are not in favor of there being an unnecessarily large surplus in the State

Treasury, they are of the opinion that, to sustain our present financial condition, it is necessary that a considerable surplus must be subject to the call of the State Treasurer without any previous notice.

The reasons above set forth, with others that might be urged, convince your committee that the investment suggested would not be advisable at the present time, and therefore report the resolution back to the House, and recommend that no action be taken in the premises, and ask to be discharged from the further consideration of the subject.

HENRY H. HOLT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Crane,

The resolution was laid on the table.

By the committee on Agricultural College :

The committee on Agricultural College, to whom was referred that part of the Governor's message relating to the State Agricultural College, respectfully report that they have had the same under consideration and have examined into the wants of the College, and find that its condition has much improved within the last two years.

The new hall constitutes a central feature of the college buildings. It is constructed in a substantial manner, with a view to its appropriate use ; provided with the most approved conveniences for kitchen, dining, and lodging facilities, at the same time presenting an elegant appearance outwardly, worthy of the science it is designed to foster.

The wet portions of the farm are being underdrained, the stumps are fast disappearing, choice breeds of various kinds of stock are being introduced, new farm implements, various kinds of fertilizers, fruits, grains, grasses, seeds, vegetables, and plants are being tested and experimented with in different ways in order to give the practical farmer opportunities to profit by the successes or failures which scientifically conducted trials may develop ; and soon the intelligent farmers of the

State may confidently expect to reap the rich reward for which they have so long waited, in the improved practice, condition, and profit of their hitherto neglected avocation.

The usefulness of the College as an educational institution has been nearly doubled since 1869. Still it is lacking in one essential feature for the successful prosecution of the most important study connected with scientific agriculture.

A laboratory, for the purpose of teaching agricultural chemistry practically, is indispensable to an institution of this character. The present one in use is too small by far, unsuited in its construction, and so situated that it renders nearly useless, by its fumes, the lecture rooms, library, museum, and various offices in the same building.

Your committee, therefore, recommend in addition to an appropriation for current expenses of the College, and past indebtedness, one also for the construction of a laboratory, and have instructed me to report for that purpose the following bill, entitled

A bill making appropriation for the support of the State Agricultural College, to pay the arrearages of the same, to pay the expenses of the State Board of Agriculture, and for the erection of a chemical laboratory for the State Agricultural College.

And recommend that it do pass, and ask to be discharged from the further consideration of the subject. All of which is respectfully submitted.

A. B. COPLEY, *Chairman.*

Report accepted and committee discharged.

The bill was read a first and second time by its title, ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on military affairs:

The committee on military affairs, to whom was referred the report of the Quartermaster General of this State, in regard to ordnance and ordnance stores,

Respectfully report that they have the same under consideration, and have directed me to report the accompanying joint resolution, entitled

Joint resolution authorizing the Governor to sell all ordnance and ordnance stores belonging to the State, for the best price he can obtain,—the moneys so received to be placed to the credit of the military fund,

And recommend that it do pass, and ask to be discharged from the further consideration of the subject.

C. W. WATKINS, *Chairman*.

Report accepted and committee discharged.

The joint resolution was read a first and second time by its title, and,

On motion of Mr. Watkins,

The rules were suspended, and the joint resolution was placed on the order of third reading.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to authorize the city of Owosso to raise money to construct a court-house and jail, for the county of Shiawassee,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. D. GARRISON, *Acting Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A petition of Daniel Reeder and eighteen others, citizens of Missaukee county, asking for a change in the route of the Ionia, Houghton Lake and Mackinac State road,

Respectfully report that they have had the same under consideration, and have directed me to recommend that the prayer of the petitioners be not granted, and ask to be discharged from the further consideration of the subject.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Garrison,

The petition was laid on the table.

By the committee on roads and bridges :

The committee on roads and bridges, to whom was referred

A bill to authorize the commissioners of highways of the townships of Michigan to alter or vacate the territorial roads in their townships,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges :

The committee on roads and bridges, to whom was referred

A bill to amend section 7, of chapter 19, of compiled laws, as amended by act number 71, of the session laws of 1869, relating to the duties of overseers of highways,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hoyt,

The bill was laid on the table.

By the committee on drainage:

The committee on drainage, to whom was referred

A bill to repeal act number 43, of session laws of 1869, being an act entitled "An act to provide for the drainage of swamps, marshes, and other low lands,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

GEO. I. BROWN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to organize the township of Forest, in the county of Muskegon,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

N. L. MILLER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to organize the township of Springfield, in the counties of Kalkaska and Crawford,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass,

and ask to be discharged from the further consideration of the subject.

N. L. MILLER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on local taxation:

The committee on local taxation, to whom was referred

A bill to legalize the tax-roll of the township of Alpena, in the county of Alpena, for the year eighteen hundred and seventy, and to extend the time for the collection of taxes therein,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. H. CRANE, *Chairman.*

Report accepted and committee discharged.

Mr. J. Haynes moved that the rules be suspended, and the bill be placed on the order of third reading;

Which motion did not prevail.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on drainage:

The committee on drainage, to whom was referred

A bill to amend section one of an act entitled "An act to provide for the payment of certain drainage orders outstanding in the county of Oakland," approved April 3d, 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

GEO. I. BROWN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary report herewith the following entitled bill:

A bill to amend sections 5756 and 5758 of the compiled laws, being sections 12 and 14 of chapter 181, relative to offenses against property,

Recommending that the bill do pass.

B. W. HUSTON, JR., *Chairman*.

Report accepted and committee discharged.

The bill was read a first and second time by its title, ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on internal improvement:

The committee on internal improvement, to whom was referred

Joint resolution asking Congress to make an appropriation for the completion of the harbor at the mouth of the Ontonagon river,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. H. HURLBUT, *Chairman*.

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on drainage:

The committee on drainage, to whom was referred

A bill to amend sections one and six, of act number 406 of the session laws of 1869, approved April 2, 1869, being an act appropriating certain non-resident highway tax to aid in constructing a ditch or drain from a point on Elk Creek, in

the county of Sanilac, to a point on the Lexington and La-peer State road, in Sanilac county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

GEORGE L. BROWN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, and presented to the Governor the following bill:

House bill No. 12, being

A bill to legalize the tax roll of the township of Deerfield, in the county of Lenawee, for each of the years of 1869 and 1870.

JOHN LANDON, *Chairman.*

Report accepted.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend act No. 267 of the session laws of A. D. 1869, being an act entitled "An act to amend act No. 397 of the session laws of 1867, entitled an act to amend act No. 301 of the session laws of 1865, being an act to regulate the tolls on plank roads in Bay, Clinton, Gratiot and Saginaw counties,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was recommitted House bill No. 17, being

A bill to amend section two of an act entitled "An act to amend an act entitled an act to incorporate the village of Ionia, approved February 17, 1865, being act No. 232 of second volume of the session laws of 1869, approved February 24, 1869,

And also the petition for and remonstrance against the passage of this act,

Respectfully report that they have had the same under consideration, and have directed me to report the bill back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended, do pass, and ask to be discharged from the further consideration of the subject.

M. V. MONTGOMERY, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. J. M. Osborn,

The House concurred in the amendment made to the bill by the committee.

The bill was then placed on the order of third reading.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }
Lansing, January 18, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following joint resolution:

House Joint resolution No. 1, entitled

Joint resolution requesting and urging our Senators and Representatives in Congress to ask an appropriation from Congress to repair and improve the harbor and ship canal at Monroe, in the county of Monroe, State of Michigan,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The joint resolution was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, January 18, 1871. }

To the Speaker of the House of Representatives :

SIR :—I am instructed by the Senate to respectfully request the House to return to the Senate, House bill No. 10, entitled

A bill to amend section six, of chapter 140, of the revised statutes of 1846, being section 5366 of the compiled laws relative to limitations of personal actions.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

On motion of Mr. Roost,

The request of the Senate was granted, and the Clerk was directed to return the bill.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report back to the House, without action,

House bill No. 10, entitled

A bill to amend section six, of chapter one hundred and forty, of the revised statutes of 1846.

JOHN LANDON, *Chairman.*

Report accepted.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, January 18, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to return to the House the following bill:

House bill No. 18, entitled

A bill to amend section 79, of chapter 93, of the revised statutes of 1846, entitled "Of courts held by justices of the peace," as amended by act approved February 13th, 1855, being section three thousand seven hundred and thirty-one, of the compiled laws,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,
Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, January 18, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit to the House the following bills:

1. Senate bill No. 3, entitled

A bill to provide for the collection, compilation and reprinting of the general laws of this State;

2. Senate bill No. 10, entitled

A bill to authorize justices of the peace in any of the townships, of Pokagon, Silvercreek, Wayne and Lagrange, in the county of Cass, and residing within the corporate limits of Dowagiac, to hold their courts, criminal and civil, at any place within the limits of said corporation.

3. Senate bill No. 15, entitled

A bill to amend an act entitled "An act to provide for the

formation of joint stock companies for the purpose of owning and maintaining skating parks or rinks," approved April 5, 1869, being No. 151, of session laws of 1869,

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The first and second named bills were read a first and second time by their titles, and referred to the committee on judiciary.

The third named bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, January 18, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bills :

1. Senate bill No. 9, entitled

A bill regulating the fees of judges of probate, clerks of courts, justices of the peace, and notaries public in certain cases ;

2. Senate bill No. 13, entitled

A bill to amend section 2, of act number 163, of the session laws of 1861, being an act entitled "An act relative to laying out, altering, and discontinuing highways,"

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

NOTICES.

Mr. Swineford gave notice that on some future day he would ask leave to introduce

A bill to organize the township of Forsyth, in the county of Marquette.

Mr. Brockway gave notice that on some future day he would ask leave to introduce

A bill for the incorporation of the village of Homer.

Also,

A bill to divide certain school districts, "fractional of Sheridan and Clarence," in the county of Calhoun.

Mr. Minne gave notice that on some future day he would ask leave to introduce

A bill to amend section five of an act entitled an act to provide for the incorporation of co-operative and mutual benefit associations, approved April 3, 1869, being act number one hundred and four of the session laws of one thousand eight hundred and sixty-nine.

Mr. C. B. Grant gave notice that on some future day he would ask leave to introduce

A bill to amend the present militia law, approved January 18, 1862, so as to provide uniforms for the State troops and for the compensation of such troops, while performing camp or other duties, by order of the Commander-in-Chief.

Mr. Houseman gave notice that on some future day he would ask leave to introduce

A bill to reorganize the eighth and create the eighteenth judicial circuit;

Also,

A bill to prohibit the killing of mink during certain seasons of the year.

Mr. Little gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the city of Saginaw.

Mr. Dalton gave notice that on some future day he would ask leave to introduce

A bill to amend section 5646 of the compiled laws, being section 10, of chapter 175, relative to the fees of witnesses.

Mr. Coulter gave notice that on some future day he would ask leave to introduce

A bill to amend section 59, of chapter 14, of the revised statutes of 1846, being section 399, of chapter 10, of the compiled laws, entitled "Of county officers."

Mr. Copley gave notice that on some future day he would ask leave to introduce

A bill to amend sections 4, 11, 14, 20, 26 and 29, of act No. 43, of laws of 1869, being "An act to provide for the draining of swamps, marshes, and other low lands," approved March 22, 1869.

INTRODUCTION OF BILLS.

Mr. Swineford, previous notice having been given and leave being granted, introduced

A bill to lay out and establish a swamp land State road, from Seulchoix harbor, (section 15, town 41 N., range 13 W.,) on the most eligible route, to Grand Island harbor, (sec. 19, town 47 N., range 19 W.,) and appropriating swamp lands for the construction of the same.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Grensel, previous notice having been given and leave being granted, introduced

A bill to provide for the appointment of inspectors of stationary and portable boilers and steam generators, and prescribing the duties of the same.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Childs, previous notice having been given, and leave being granted, introduced

A bill to amend "An act to incorporate the village of Manchester," approved March 16th, 1867.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Watkins, previous notice having been given and leave being granted, introduced

A bill to legalize the first charter election held in the village of Plainwell, on the 29th day of March, A. D. 1869, also the acts of the village board, assessor, and marshal of said village of Plainwell, for the years 1870 and 1871.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Moshier, previous notice having been given and leave being granted, introduced

A bill to incorporate the village of Linden.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. W. H. C. Mitchell, previous notice having been given and leave being granted, introduced

A bill to incorporate the village of Ludington.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Brockway, unanimous consent being given, introduced
Joint resolution authorizing the administrator of the estate of David Duncan, deceased, to sell the same and to appropriate the proceeds, after paying the debts of the estate, to erect a monument to be placed at his grave.

The joint resolution was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Swineford, unanimous consent being given, introduced

A bill to amend act No. 242 of the session laws of 1869, entitled "An act granting the right of way through lands owned by the State for a railroad in Menominee county."

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. C. B. Grant, unanimous consent being given, introduced Joint resolution making an appropriation of three hundred and thirty-nine dollars and fifty cents for parchment for the roll of honor, and for ruling and binding the same, in accordance with the joint resolution, approved April 3, 1869.

The joint resolution was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Phillips, previous notice having been given and leave being granted, introduced

A bill to amend section 2, of act No. 399 of the session laws of 1867, entitled "An act to provide for laying out and establishing a State road from Clio, in Genesee county, to Chesaning in Saginaw county, and to appropriate certain non-resident highway taxes to aid in the construction of the same."

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Huston, previous notice having been given and leave being granted, introduced

A bill to aid in the construction of that part of the Cass river and Bay City State road, established under act No. 345, of the laws of 1865, between the forks of Cass river and Unionville, in Tuscola county, and making an appropriation of swamp land therefor.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Huston, unanimous consent being given, introduced

A bill to repeal that part of act No. 100, of session laws of 1865, being an act to provide for the drainage and reclamation of swamp lands, by means of a road, to be known as the Cass River and Wild Fowl Bay State road.

The bill was read a first and second time by its title, and referred to the committee on public lands.

THIRD READING OF BILLS.

House bill No. 17, entitled

A bill to amend section two of an act entitled "An act to amend an act entitled 'An act to incorporate the village of Ionia,'" approved February 17, 1865, being act No. 232 of the second volume of the session laws of 1869, approved February 24, 1869,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adams,	Mr. C. B. Grant,	Mr. W.H.C. Mitchell,
Adsit,	R. J. Grant,	Montgomery,
Andrews,	Gorman,	Moshier,
Atwood,	Gray,	Norris,
Barnaby,	Green,	C. Y. Osburn,
Bates,	Greusel,	J. M. Osborn,
Boyce,	Grosvenor,	Pearl,
Brockway,	Haack,	Pattengell,
Brown,	Hart,	Phillips,
Cameron,	J. Haynes,	Pierson,
Chamberlain,	Haywood,	Post,
Cherry,	N. R. Hill,	Priest,
Childs,	S. W. Hill,	Riford,
Clement,	Holland,	Rood,
Climie,	Houseman,	Roof,
Cochrane,	Hoyt,	Roost,
Congdon,	Huff,	Ross,
Copley,	Hughes,	Runyan,
Coulter,	Hurlbut,	Smith,
Crane,	Kellogg,	Sumner,
Crofoot,	Knapp,	Swineford,
Dalton,	Lamb,	Thayer,
Doty,	Landon,	Tobey,
Edwards,	Little,	Van Scoy,
Fenton,	E. R. Miller,	Walker,
Ferry,	N. L. Miller,	Walton,
Frost,	R. C. Miller,	Watkins,
Garfield,	Millington,	Webster,
Garrison,	Minne,	Williams,
Gillam,	P. Mitchell,	Speaker,

90

NAYS.

0

Title agreed to.

On motion of Mr. J. M. Osborn,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. N. L. Miller,

The rule requiring the second and third reading of bills to be on different days was suspended, and the joint resolution, on the order of third reading, was put upon its passage.

House manuscript joint resolution, entitled

Joint resolution authorizing the Governor to sell all ordnance and ordnance stores belonging to the State, for the best price he can obtain, the moneys so received to be placed to the credit of the military fund,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adams,	Mr. Gillam,	Mr. W.H.C. Mitchell,
Adsit,	C. B. Grant,	Montgomery,
Andrews,	R. J. Grant,	Moshier,
Atwood,	Gorman,	Norris,
Barnaby,	Gray,	C. Y. Osburn,
Bates,	Green,	J. M. Osborn,
Boyce,	Greusel,	Pearl,
Brockway,	Grosvenor,	Pattengell,
Brown,	Haack,	Phillips,
Cameron,	Hart,	Pierson,
Chamberlain,	J. Haynes,	Post,
Cherry,	Haywood,	Priest,
Childs,	N. R. Hill,	Riford,
Clement,	S. W. Hill,	Rood,
Climie,	Holland,	Roof,
Cochrane,	Houseman,	Roost,
Congdon,	Hoyt,	Ross,
Copley,	Huff,	Runyan,
Coulter,	Hughes,	Smith,
Crane,	Hurlbut,	Sumner,
Crofoot,	Kellogg,	Swineford,
Dalton,	Knapp,	Thayer,
Doty,	Lamb,	Tobey,
Edwards,	Landon,	Van Scoy,
Fenton,	Little,	Walker,
Ferry,	E. R. Miller,	Walton,

Mr. Frost,	Mr. N. L. Miller,	Mr. Watkins,	
Garfield,	R. C. Miller,	Speaker,	
Garrison,	P. Mitchell,		86
	NAYS.		0

Title agreed to.

On motion of Mr. Brockway,

By a vote of two-thirds of all the members elect, the joint resolution was ordered to take immediate effect.

MOTIONS AND RESOLUTIONS.

Mr. Roost offered the following:

Resolved, That one hundred dollars be paid for the printing and translation of the 1,000 copies of the message ordered printed in the Holland language.

Which was adopted.

Mr. Gray moved to take from the table the following resolution:

Resolved (the Senate concurring), That when the House adjourns on Friday, the 20th instant, such adjournment be until Tuesday, the 31st instant, to afford the various committees appointed to visit the State institutions, time to discharge said duty.

Which motion prevailed.

Mr. Roost moved to amend the resolution by striking out the words "the 20th instant," and inserting the words, "the 24th instant," in lieu thereof.

Mr. Riford moved to amend the amendment by striking out the words "the 24th instant," and inserting the words "the 27th instant;" and further to amend the resolution by striking out the words "Tuesday, the 31st instant," and inserting the words "Friday, the 7th of February," in lieu thereof;

Which motion prevailed.

The amendment, as amended, was then agreed to.

The resolution, as amended, was then adopted.

GENERAL ORDER.

On motion of Mr. Riford,

The House went into committee of the whole, on the *general* order,

Mr. Barnaby in the chair.

After some time spent therein, the committee rose, and, through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bill:

1. House bill No. 21 entitled

A bill to amend section thirteen, of chapter fifty-one, of the compiled laws, relating to wolves and other noxious animals,

And have directed their chairman to report the same back to the House with the recommendation that it be re-committed to the committee on agriculture.

The committee of the whole have also had under consideration the following entitled bill:

2. House bill No. 22, entitled

A bill to extend the time of the collection of certain ditch taxes extended and spread upon the tax-roll of the township of Novi, in the county of Oakland, and for the relief of the persons who have paid the highway ditch tax in said township, and to legalize the acts of the drainage commissioners of said county in the matter of ditches surveyed and laid out in said township, and the tax-roll of said township as to said ditch taxes spread thereon.

Have made an amendment thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

HORACE T. BARNABY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. J. Haynes,

The recommendation of the committee on the first-named bill was concurred in, and the bill was re-committed to the committee on agriculture.

On motion of Mr. Landon,

The amendment made to the second-named bill was concurred in, and the bill was placed on the order of third reading.

Mr. Pattengell asked and obtained leave of absence for himself for the day.

Mr. N. L. Miller moved to adjourn.

Which motion did not prevail.

Mr. Walker moved to take a recess until 2 o'clock this afternoon.

Which motion did not prevail.

Mr. Minne asked and obtained leave of absence for himself until February 7.

On motion of Mr. Landon,

The House adjourned.

Lansing, Friday, January 20, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Roll called: quorum present.

Absent without leave: Messrs. Gillam, H. Haynes, Haywood, Holt, and Norris.

Mr. Crofoot asked and obtained leave of absence for himself until Monday next.

Mr. Gibson asked and obtained leave of absence for himself until Tuesday next.

Mr. J. M. Osborn asked and obtained leave of absence for Mr. Norris until Tuesday next.

Mr. J. M. Osborn asked and obtained leave of absence for himself until Tuesday next.

Mr. Williams asked and obtained leave of absence for Mr. Gillam until Monday next.

Mr. Gray asked and obtained leave of absence for Mr. Holt until Wednesday next.

Mr. Green asked and obtained leave of absence for himself until Tuesday next.

Mr. Ross asked and obtained leave of absence for Mr. Haywood for the day.

Mr. Moshier asked and obtained leave of absence for himself until Tuesday next.

Mr. Sumner asked and obtained leave of absence for himself until Tuesday, on account of sickness.

PRESENTATION OF PETITIONS.

By Mr. Brockway: Petition of Charles D. Holmes and 23 others, asking to have the drain tax levied in the town of Albion in 1869, legalized;

Referred to the committee on drainage.

By Mr. Bates: Petition of Isaac Marston and others of Bay City, asking for the vacation of that portion of the Bay City and Tuscola plank road lying within the corporate limits of Bay City;

Referred to the committee on banks and incorporations.

By Mr. Childs: Memorial of the board of supervisors of Washtenaw county for the abolishment of the office of county superintendent of schools;

Referred to the committee on education.

By Mr. Adam: Petition of S. C. Stacy and 115 others, citizens of Tecumseh, for amendment of the military law as to uniforms and pay for State troops;

Referred to the committee on military affairs.

By Mr. Walton: Petition of Edward Landon, Simeon Davidson, and 91 others, tax payers of Lenawee county, asking for the repeal of the law providing for county drain commissioners;

Referred to the committee on drainage.

By Mr. Garrison: Petition of W. W. Livermore, Peter

Patchet, Samuel Patchet, and 35 others, citizens of Vernon, Shiawassee county, praying for a law to prohibit the practice of medicine by ignorant and uneducated persons;

Referred to the committee on State affairs.

By Mr. Grosvenor: Petition of Dr. Abner Hayward and 6 others, asking that the chairs of the medical department of the University be filled by Homeopathic physicians from February till June, each year;

Also, petition of Dr. Orrin Fowle, Samuel Cornell, A. H. Robinson, E. Sanderson, and 40 others, for the same purpose;

Also, petition of Dr. S. S. Parker, and 6 others, for the same purpose;

Also, petition of Dr. E. N. Ellis, for the same purpose;

Also, petition of Dr. S. B. Wright, and 6 others, for the same purpose;

Also, petition of Dr. Amos G. Chase, and 6 others, for the same purpose;

Referred to the committee on State affairs.

By Mr. J. Haynes: Petition of the board of supervisors of Alpena county, asking that they be authorized to levy a tax to encourage immigration;

Referred to the committee on immigration.

By Mr. J. Haynes: Petition of the board of supervisors of Alpena county, asking that the tax-rolls of the several townships in that county be legalized;

Referred to the committee on local taxation.

By Mr. Gray: Petition of Joseph W. Ash and 42 others, asking for extension of time for collection of taxes in the town of Lincoln, county of Osceola, until the 1st day of March next;

Referred to the committee on local taxation.

By Mr. Gray: Petition of Walter Tuttle and 75 others, citizens of the county of Lake, asking for the organization of that county;

Referred to the committee on towns and counties.

By Mr. R. J. Grant : Petition of G. A. Truman, L. J. Wheeler, D. C. Griffith, Philip Holler, and 114 others, citizens of the village of Nashville, asking for an amendment to the charter of said village ;

Referred to the committee on banks and incorporations.

By Mr. Huston : Petition of C. P. Black, J. P. Hoyt, and 27 others, citizens of the township of Indian Fields, asking for the incorporation of the village of Caro ;

Referred to the committee on banks and incorporations.

By Mr. Huston : Petition of J. Q. A. Burrington, and 17 others, supervisors of Tuscola county, asking for the repeal of the drain law ;

Referred to the committee on drainage.

By Mr. Huston : Petition of J. Q. A. Burrington, and 21 others, supervisors of Tuscola county, asking for a repeal of the law making a tax on dogs ;

Also, petition of Hon. C. C. Stoddard, D. E. Cranston, and 85 others, citizens of Fair Grove, Tuscola county, for the same purpose ;

Referred to the committee on agriculture.

By Mr. Montgomery : Petition of D. E. Russell, Geo. Loveless, E. M. Griffith, and 63 others, praying for the incorporation of the village of Grand Ledge.

Referred to the committee on banks and incorporations.

By Mr. Moshier : Petition of L. H. Pierce, and 117 others, praying for the incorporation of the village of Linden, in the county of Genesee ;

Referred to the committee on banks and incorporations.

By Mr. Holland : Petition of I. N. Wright, A. J. Corey, John Cliff, and 72 others, citizens of Quincy township, Houghton county, asking the passage of a law authorizing the consolidation of mining companies.

On motion of Mr. Grosvenor,

The petition was ordered printed in the journal, and referred to the committee on mines and minerals.

The following is the petition :

To the Honorable the Senate and House of Representatives of the State of Michigan :

Your petitioners, citizens of the mining district of the Upper Peninsula of Michigan, respectfully ask of your Honorable bodies such amendments of the general mining laws of the State of Michigan, as will permit two or more contiguous or neighboring corporations organized thereunder, and holding mining estate, to consolidate by a vote of their respective stockholders, under any name to be agreed upon, and when so consolidated, to issue to their respective stockholders the same number of shares of stock to which they were jointly entitled before consolidation.

The following are some of the many reasons why they most earnestly desire the legislation above indicated :

The main industries of the Upper Peninsula are mining and smelting iron and copper, and, especially among the copper mines ; many of the mining properties are so located with reference to each other, that the cost of mining could be materially reduced, if wrought together under one management ; others, now idle, have extensive openings from which neighboring properties could be attacked and successfully worked, without the great expense of sinking shafts and of providing the heavy machinery necessary to bring the rock and mineral to the surface. Again, some properties having extensive mine plant and equipments for mining on a large scale, and now nearly worked out, are contiguous to other locations rich in mineral, and sufficiently developed to warrant extensive operations, but now idle from the reason that stockholders are unwilling to submit to further assessments necessary to provide such extensive improvements as would make working remunerative.

Your petitioners assert that there are many corporations in the copper counties, now lying idle, which the amendment proposed would revive.

Your petitioners represent that as the law now stands, stockholders are naturally unwilling to consolidate such interests, inasmuch as it involves a decrease of their capital stock, which in nearly every instance has already been paid in and expended for legitimate mining purposes.

And, finally, your petitioners submit that the proposed legislation for which they ask, will, by enabling neighboring corporations, where properties are now idle, to unite in the development of the same, thereby increasing the industries of and adding much to the wealth of the country. And your petitioners will ever pray.

By Mr. Roost: Petition of the ministers, elders, deacons, and members of the True Dutch Reformed Church, having 87 signers, praying for the enactment of a law to inflict the death penalty for murder ;

Also, petition of 45 others, for the same purpose ;

Also, petition of 49 others, for the same purpose ;

Also, petition of ministers, elders, and deacons, and 36 others, for the same purpose.

On motion of Mr. Roost,

The several petitions were referred to the committee on State affairs, and one was ordered printed in the journal.

The following is the petition :

*To the Honorable the Legislature of the State of Michigan,
Greeting :*

GENTLEMEN, SENATORS AND REPRESENTATIVES OF THE STATE OF MICHIGAN:—We, the undersigned, ministers, elders, deacons, and members of the True Dutch Reformed Church in America, and citizens of the State of Michigan, have long since felt aggrieved that in this State capital punishment or the death penalty for the crime of murder has not been incorporated into the laws of this State, and that therefore the sentence of death cannot legally be pronounced and executed against such criminals, who, according to the commandments

of God in holy writ, and in conformity with all reasonable and just laws, deserve punishment.

It is therefore that we come to you with a respectful, but earnest request, which we submit to your kind and careful consideration, and pray you to pass a law by which the sentence of death may and must be pronounced and executed by the several Circuit Judges in this State against such criminals who both by divine and human laws have deserved the punishment of death.

Our request is based upon grounds which we think are indisputable ; because the abolishing of the death penalty increases the greatest and boldest crimes ; and, because these criminals do not receive their merited punishment, become, by the withholding of such punishment, reckless and have no fear of death. They commit the boldest crimes and disturb the peaceful citizens in their quiet and lawful pursuits. The authorities which do not carry the sword to punish the criminals, must of necessity become unfaithful in the execution of their duty. And above all, the constitution of the United States and the constitution of this State ought to be founded upon the Word of God, which explicitly commands, Exodus 21, 12 : " He that smiteth a man, so that he die, shall be surely put to death."

The experience of all ages and all nations has shown that the abolishing of the death penalty for the crime of murder and the substitution therefor of imprisonment for any length of time, does not answer at all to the purpose for which it is asserted the death penalty has been abolished, namely : the sparing of the lives of the criminals, to give them time for repentance and a change of their course of life. Experience has shown that if such persons are allowed to return to public life they commit more and greater crimes than ever before. We find that there have been more cases of repentance among those who were imprisoned and condemned to suffer the death penalty than among those who were released from punishment.

And even if we thought that the purpose was gained by the abolishing of the death penalty, we have no right or liberty to act contrary to the will of God, revealed in His word, and make the commandments of God of no effect through our laws, and take the sword out of the hands of the magistrates, who are ministers of God for the punishment of evil-doers. The chastisement and the wrath of God will come over a nation which are not obedient to the commandments of the God of heaven and earth, and which release criminals from their deserved punishment. "Righteousness exalteth a nation, but sin is a reproach to any people." Prov. 14:34.

On account of the foregoing reasons, we pray you to pass a law in this State by which the authorities are commanded to pronounce and execute the sentence of death against those criminals who deserve the same, and we expect your aid in the execution of God's commandments and in the protection of the rights and peace of the law-abiding citizens and inhabitants of the State of Michigan, and we will ever pray for the same.

HOLLAND, Mich., December 26, 1870.

REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred Senate bill No. 10, entitled

A bill to authorize justices of the peace in any of the townships, Pokagon, Silvercreek, Wayne, and Lagrange, in the county of Cass, and residing within the corporate limits of Dowagiac, to hold their courts, criminal and civil, at any place within the limits of said village,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to amend an act entitled "An act to amend an act to provide for the registration of births, marriages, and deaths," being act No. 194 of the session laws of 1867, and to add a new section thereto, approved March 27th, 1867, being act No. 125 of the session laws of 1869, approved April 3d, 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Williams,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred Senate bill No. 3, entitled

A bill to provide for the collection, compilation, and reprinting the general laws of the State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Barnaby,

The House concurred in the amendment made to the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary herewith report the following entitled bill:

A bill to amend section 3617 of the compiled laws, in relation to taking depositions to be used in probate courts, and the commissioners appointed by such courts,

Recommending that the bill do pass.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

The bill was read a first and second time by its title, ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary report herewith the following entitled bill:

A bill to amend section 3866 of the compiled laws, relative to sureties in appeal bonds,

Recommending that the bill do pass.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

The bill was read a first and second time by its title, ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary herewith report the following entitled bill:

A bill to provide for the pleadings and notice in actions on bills of exchange and promissory notes,

Recommending that the bill do pass.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

The bill was read a first and second time by its title, ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on local taxation:

The committee on local taxation, to whom was referred

A bill to amend section 22, of chapter 21, of the compiled laws, as enacted by act 71 of the session laws of 1869, approved March 30th, A. D. 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. H. CRANE, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled and presented to the Governor, the following bill:

House bill No. 18, being

A bill to amend section seventy-nine, of chapter ninety-three, of the revised statutes of 1846, entitled "Of courts held by justices of the peace," as amended by act approved February 13th, 1855, being section three thousand seven hundred and thirty-one of the compiled laws,

Also, joint resolution No. 1, being

Joint resolution requesting and urging our Senators and Representatives in Congress to ask an appropriation from Congress to repair and improve the harbor and ship canal at Monroe, in the county of Monroe, State of Michigan.

JOHN LANDON, *Chairman*.

Report accepted.

By the committee on agriculture:

The committee on agriculture, to whom was re-committed House bill No. 21, entitled

A bill to amend section 13, of chapter 51, of the compiled laws, relating to wolves and other noxious animals,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JACOB WALTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Roost,

The House concurred in the amendment made to the bill by the committee.

On motion of Mr. Roost,

The bill was placed on the order of third reading.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to legalize the first charter election held in the village of Plainwell, on the 29th day of March, A. D. 1869; also, to legalize the acts of the village board, assessor, and marshal of said village of Plainwell, for the years 1870 and 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. D. GARRISON, *Acting Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, January 19, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following concurrent resolution :

Resolved (the Senate concurring), That our Senators and Representatives in Congress be, and they are hereby requested to introduce and urge the passage of a bill granting pensions to the surviving soldiers of the war of 1812 ;

And to inform the House that the Senate has amended the same by inserting after the word “ soldiers,” the words, “ and widows of deceased soldiers ;”

In the passage of which, as thus amended, the Senate has concurred.

Very respectfully,

HENRY S. SLEEPER,
Secretary of the Senate.

On motion of Mr. Huston,

The House concurred in the amendment made to the resolution by the Senate.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, January 19, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following joint resolution :

House joint resolution No. 2, entitled

Joint resolution to modify and confirm the action of the railroad board of control in relation to the forfeited lands of the Marquette and Ontonagon railroad company, and to confer said lands on the Houghton and Ontonagon railroad company,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same

to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The joint resolution was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, January 19, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 20, entitled

A bill to provide for the payment of the officers and members of the Legislature, for the year 1871,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, January 19, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bills :

1. Senate bill No. 16, entitled

A bill to provide for the election of two circuit court commissioners in counties having a population of twenty thousand or more, and to legalize the election of two circuit court commissioners in certain counties at the general election in 1870 ;

2. Senate bill No. 17, entitled

A bill to vacate and discontinue that portion of the Bay City and Tuscola plank road lying within the limits of Bay City,

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, January 19, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed to re-return to the House the following bill :

House bill No. 10, entitled

A bill to amend section 6, of chapter 140, of the revised statutes of 1846, being section 5366 of the compiled laws, relative to limitations of personal actions,

And to inform the House that the Senate has amended the same by inserting after the word "States," in line 3, of recited section 6, the words "and without the British Provinces of North America,"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

On motion of Mr. C. B. Grant,

The bill was re-committed to the committee on judiciary.

NOTICES.

Mr. Bates gave notice that on some future day he would ask leave to introduce

A bill to amend sections 5 and 6, of chapter 31, being sections 1264 and 1265 of the compiled laws relative to bills of exchange and promissory notes.

Mr. Houseman gave notice that on some future day he would ask leave to introduce

A bill to amend sections 10 and 11, and to repeal section 12, of chapter 166, of the compiled laws, being chapter 141 of the revised statutes of 1846, entitled "Of the punishment of fraudulent debtors."

Mr. Hart gave notice that on some future day he would ask leave to introduce

A bill to amend section 10, of act number 130, session laws of 1867, approved March 27, 1867, relative to admission of juvenile offenders to the State Reform School.

Mr. Greusel gave notice that on some future day he would ask leave to introduce

A bill regulating the practice of medicine and surgery.

Mr. Watkins gave notice that on some future day he would ask leave to introduce

A bill to amend sections 1, 9, 14, and 16 of an act entitled "An act to incorporate the village of Plainwell, in the county of Allegan," approved March 26, 1869; also to add two new sections thereto.

Mr. Garfield gave notice that on some future day he would ask leave to introduce

A bill to amend section No. 27, of act No. 169, of session laws of 1869, being an act to provide for a uniform assessment of property, and for the collection and return of taxes thereon.

Mr. J. Haynes gave notice that on some future day he would ask leave to introduce

A bill to legalize the tax-rolls of the township of Ossineke, in the county of Alpena, for the year 1870 ;

Also,

A bill to legalize the tax-roll of the unorganized territory attached to the county of Alpena, for the year 1870 ;

Also,

A bill to organize a union school district in the township of Ossineke, in the county of Alpena ;

Also,

A bill to organize the union school district of the township of Rogers, in the county of Presque Isle.

INTRODUCTION OF BILLS.

Mr. Phillips, previous notice having been given and leave being granted, introduced

A bill to amend section 5, of chapter 23, of the revised statutes of 1846, being section 1017 of the compiled laws.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. R. J. Grant, unanimous consent being given, introduced

A bill to amend the charter of the village of Nashville, by adding three new sections thereto to stand as sections 65, 66, and 67.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Green, previous notice having been given and leave being granted, introduced

A bill to amend section 5, of chapter 23, of the revised statutes of 1846, being section 1017, of chapter 20, of the compiled laws, entitled "Of persons liable to work on the highways, and making assessments therefor."

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. C. B. Grant, previous notice having been given and leave being granted, introduced

A bill to amend sections 5, 7, 8, 9, 10, 16, 28, 32, 33, 37, 38, 40, 42, 48, 50, 54, 59, 67, 70, 93, and 95, of an act entitled "An act for the reorganization of the military forces of the State of Michigan," being act No. 16, of the session laws of 1862, approved January 18th, 1862; to repeal sections 21 and 31, of said act, and to add thereto six new sections, to stand as sections number 97, 98, 99, 100, 101, and 102.

The bill was read a first and second time by its title, and referred to the committee on military affairs.

Mr. Gray, unanimous consent being given, introduced

A bill to extend the time for the collection of taxes in the township of Lincoln, Osceola county.

The bill was read a first and second time by its title, and,

On motion of Mr. Gray,

The rules were suspended, and the bill was placed on the order of third reading.

Mr. Cherry, previous notice having been given and leave being granted, introduced

A bill to provide for the levying and collecting a school tax in fractional school district No. 1, in the townships of Barry and Prairieville, in the county of Barry.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Swineford, previous notice having been given and leave being granted, introduced

A bill to organize the township of Forsyth, in the county of Marquette.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Little, previous notice having been given and leave being granted, introduced

A bill to amend sections 4, 14, 20, 27 and 51, of an act entitled "An act to revise and amend the charter of the City of Saginaw," approved February 5, 1859, as amended by act No. 496, of the session laws of 1867.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Copley, previous notice having been given and leave being granted, introduced

A bill to amend sections 4, 11, 14, 20, 26, and 29, of act No. 43, of the laws of 1869, being an act to provide for the draining of swamps, marshes, and other low lands, approved March 22d, 1869.

The bill was read a first and second time by its title, and referred to the committee on drainage.

Mr. Huston, previous notice having been given and leave being granted, introduced

A bill to incorporate the village of Vassar, Tuscola county.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Huston, previous notice having been given and leave being granted, introduced

A bill to incorporate the village of Caro, in the county of Tuscola.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Montgomery, previous notice having been given and leave being granted, introduced

A bill to incorporate the village of Grand Ledge.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

THIRD READING OF BILLS.

House bill No. 22, entitled

A bill to extend the time of the collection of certain ditch taxes extended and spread upon the tax-roll of the township of Novi, in the county of Oakland, and for the relief of the persons who have paid the highway ditch tax in said township, and to legalize the acts of the drainage commissioners of said county in the matter of ditches surveyed and laid out in said

township, and the tax-roll of said township as to said ditch taxes spread thereon,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adams,	Mr. C. B. Grant,	Mr. P. Mitchell,
Adsit,	R. J. Grant,	W.H.C. Mitchell,
Andrews,	Gorman,	Montgomery,
Atwood,	Gray,	Moshier,
Barnaby,	Greusel,	C. Y. Osburn,
Bates,	Grosvenor,	J. M. Osborn,
Boyce,	Harris,	Pearl,
Brown,	Hart,	Pattengell,
Cameron,	J. Haynes,	Phillips,
Chamberlain,	N. R. Hill,	Pierson,
Cherry,	S. W. Hill,	Post,
Childs,	Holland,	Priest,
Clement,	Houseman,	Riford,
Climie,	Hoyt,	Rood,
Cochrane,	Huff,	Roof,
Congdon,	Hughes,	Ross,
Copley,	Huston,	Runyan,
Coulter,	Kellogg,	Smith,
Crofoot,	Knapp,	Sumner,
Dalton,	Lamb,	Swineford,
Doty,	Landon,	Thayer,
Edwards,	Little,	Tobey,
Fenton,	McGonegal,	Van Scoy,
Ferry,	E. R. Miller,	Walker,
Frost,	N. L. Miller,	Watkins,
Garfield,	R. C. Miller,	Webster,
Garrison,	Millington,	Speaker,
Gibson,		

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NAYS.

Mr. Adam,	Mr. Green,	Mr. Roost,
Brockway,	Haack,	Walton,
Crane,	Hurlbut,	Williams,

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Title agreed to.

On motion of Mr. J. Haynes,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The Sergeant-at-Arms announced the Private Secretary of

the Governor, who transmitted to the House two messages from his Excellency the Governor, in writing.

House bill No. 21, entitled

A bill to amend section thirteen, of chapter fifty-one, of the compiled laws, relating to wolves and other noxious animals,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. C. B. Grant,	Mr. P. Mitchell,
Adams,	Mr. R. J. Grant,	W.H.C. Mitchell,
Adsit,	Gorman,	Montgomery,
Andrews,	Gray,	Moshier,
Atwood,	Green,	C. Y. Osburn,
Barnaby,	Greusel,	J. M. Osborn,
Bates,	Grosvenor,	Pearl,
Boyce,	Haack,	Pattengell,
Brockway,	Harris,	Phillips,
Brown,	Hart,	Pierson,
Cameron,	J. Haynes,	Post,
Chamberlain,	N. R. Hill,	Priest,
Cherry,	S. W. Hill,	Riford,
Childs,	Holland,	Rood,
Clement,	Houseman,	Roof,
Climie,	Hoyt,	Roost,
Cochrane,	Huff,	Ross,
Congdon,	Hughes,	Runyan,
Copley,	Hurlbut,	Smith,
Coulter,	Huston,	Swineford,
Crane,	Kellogg,	Thayer,
Dalton,	Knapp,	Tobey,
Doty,	Lamb,	Van Scoy,
Edwards,	Landon,	Walker,
Fenton,	Little,	Walton,
Ferry,	McGonegal,	Watkins,
Frost,	E. R. Miller,	Webster,
Garfield,	N. L. Miller,	Williams,
Garrison,	R. C. Miller,	Speaker,
Gibson,		

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Title agreed to.

Mr Copley moved that the bill be ordered to take immediate effect;

Which motion did not prevail.

On motion of Mr. J. Haynes,

The rule requiring the second and third reading of bills to be on different days was suspended, and the other bill on the order of third reading was put upon its passage.

House manuscript bill, entitled

A bill to extend the time for the collection of taxes in the town of Lincoln, Osceola county,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Riford,

The bill was laid on the table.

MOTIONS AND RESOLUTIONS.

Mr. J. Haynes moved to discharge the committee of the whole from the further consideration of House bill No. 31, entitled

A bill to legalize the tax roll of the township of Alpena, in the county of Alpena, for the year eighteen hundred and seventy, and to extend the time for the collection of the taxes therein;

Which motion did not prevail.

Mr. Knapp offered the following:

Whereas, An existing rule of this House, prohibiting all smoking in the Representative Hall, has been repeatedly violated,

Resolved, That the Sergeant-at-Arms of the House be instructed to enforce the rule strictly, in all cases, both in the Hall and in the committee rooms adjoining, whether the House is in session or not.

Mr. Atwood moved to amend the resolution by striking out the words "both in the Hall and in the committee rooms adjoining;"

Which motion did not prevail.

The resolution was adopted.

GENERAL ORDER.

On motion of Mr. Landon,

The House went into committee of the whole, on the general order,

Mr. Huston in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bill:

1. House bill No. 23, entitled

A bill to extend the time of payment of drain taxes in the township of Burlington in the county of Lapeer,

And have directed their chairman to report the same back to the House, with the recommendation that it be re-committed to the committee on drainage.

The committee of the whole have also had under consideration the following entitled bill:

2. House bill No. 24, entitled

A bill respecting the collection of a certain ditch tax in the township of Lapeer, county of Lapeer, for the year 1870, and for the re-assessment of the same,

Have made no amendment thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

The committee of the whole have also had under consideration the following entitled joint resolution:

House joint resolution No. 3, entitled

Joint resolution asking the Congress of the United States to make an appropriation for the completion of the breakwater at Marquette, on Lake Superior,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Landon,

The recommendation of the committee on the first named bill was concurred in, and the bill was re-committed to the committee on drainage.

The second named bill was placed on the order of third reading.

On motion of Mr. J. Haynes,

The House concurred in the amendments made to the joint resolution, and the joint resolution was placed on the order of third reading.

On motion of Mr. Brockway,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

MESSAGE FROM THE GOVERNOR.

The Speaker, by unanimous consent, announced the following:

EXECUTIVE OFFICE, }
Lansing, January 18, 1871. }

To the House of Representatives:

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act to legalize the tax-roll of the township of Geneva, in the county of Van Buren, for the year A. D. 1870;

Also,

An act to organize the township of Pioneer, in the unorganized county of Missaukee;

Also,

An act to organize the township of Mancelona, in Otsego and Antrim counties;

Also,

An act to organize the township of Round Lake, in the un-organized counties of Kalkaska and Crawford ;

Also,

An act to amend section 2, of act No. 105, of the session laws of 1863, being section No. 2231, of the compiled laws, in relation to granting diplomas to graduates of State Normal Schools, approved March 13, 1863 ;

Also,

An act to legalize the tax-rolls of the township of Deerfield, in the county of Lenawee, for each of the years of 1869 and 1870.

HENRY P. BALDWIN.

The message was laid on the table.

The Speaker also announced the following :

EXECUTIVE OFFICE, }
Lansing, January 18, 1871. }

To the House of Representatives :

I herewith transmit a list of pardons issued by me, during the years 1869 and 1870, with the reasons therefor.

HENRY P. BALDWIN.

The following is the document accompanying the message :

STATE OF MICHIGAN.

EXECUTIVE OFFICE, }
January 6, 1871. }

To the Senate and House of Representatives :

The following is a full list of the pardons issued by me during the years 1869 and 1870, with the reasons therefor.

1. Frank Beaubien, convicted of burglary and larceny in Recorder's Court, Detroit, Nov. 1867, and sentenced to State Prison for seven years.

Pardoned Jan. 13, 1869, on account of fatal illness. He died the following day.

2 and 3. Albert Harrison and Emma L. Cobb, convicted of adultery in St. Joseph Circuit Court, Aug. 1868. The former sentenced for one year and the latter left at liberty under suspended sentence.

Pardoned Jan. 19, 1869, on petition of S. C. Coffinberry, and the numerous and properly authenticated affidavits of the officiating magistrate and other responsible parties, showing that at the time the offense was alleged to have been committed the parties were legally man and wife.

4. Joseph Bement, convicted in Kent Circuit Court, Sept. 4, 1867, of forgery, and sentenced for two years.

Pardoned March 2, 1869, being in the last stage of consumption. He died shortly after his discharge.

5. Joel H. Sherwood, convicted of embezzlement, on plea of guilty, in the Circuit Court of Ionia county. May 14, 1868, and sentenced for fifteen months.

Pardoned May 10, 1869, on petition of Judge Lovell, the prosecuting attorney, other citizens, and upon condition that he should thereafter wholly abstain from the use of intoxicating liquors.

The prisoner's time would have expired in three weeks, on account of good behavior.

6. George Barber, convicted ——— 1867, in Oakland Circuit Court, of the larceny of an overcoat, and sentenced for 2 years.

Pardoned June 16, 1869, upon letters of Judge Dewey, the prosecuting attorney, and the petition of many respectable citizens, showing that previous to his conviction the prisoner had borne a good character, that he was the only one surviving of four brothers engaged in the late war, and that his labor was needed by his aged father.

7. William Brown, convicted of murder in March, 1869, in Ionia Circuit, and sentenced for life.

Pardoned July 29, 1869, upon petition of Hon. Hamilton Rich, Lemuel Clute and other citizens of Ionia, expressing belief in prisoner's innocence, and upon report of Prison Physician showing Brown to be low with consumption and that he could live but a short time.

The prisoner died Nov. 15, 1869.

8. Walter Scott, convicted Dec. 15, 1868, in Lenawee county, of assault and battery, and sentenced to House of Correction for one year.

Pardoned Aug. 26, 1869, three-fourths of his time having expired, on petition of many citizens of Lenawee county, giving good reasons for the belief that Scott was wholly innocent of the offense charged against him.

9. Andrew J. Martin, convicted of burglary and larceny, October, 1867, in Lenawee Circuit Court, and sentenced for three years.

Pardoned Sept. 3, 1869, on recommendation of the Agent, Physician, and the Board of Inspectors of State Prison, Martin being at the point of death.

10. Brainard C. Knowles, convicted in Lenawee Circuit Court, Oct. 1867, and sentenced for three years.

Pardoned Sept. 27, 1869, on petition and special letters of request of Hon. F. C. Beaman, J. R. Bennett, W. S. Wilcox, and 35 other citizens of Lenawee county.

11. James Hogan, convicted of larceny in Washtenaw Circuit Court, Dec. 24, 1868, and sentenced to Detroit House of Correction for one year.

Pardoned Oct. 11, 1869, at the earnest request of the Superintendent of the House of Correction, on account of fatal illness of the prisoner.

Hogan died at St. Mary's Hospital, Oct. 15, 1869.

12. Patrick McCarren, convicted in Police Court, Detroit, Sept. 25, 1869, of assault and battery, and sentenced to House of Correction for ninety days.

Pardoned Nov. 23, 1869, upon petition of prisoner's father, and of L. B. Willard, showing the father to be very poor and needing the aid of his son, and upon condition that the prisoner should serve out the remainder of his sentence if again convicted and sentenced within two years from date of pardon.

13. Byron Ayers, convicted in Police Court, Detroit, Sept. 25, 1869, of assault and battery, and sentenced to House of Correction for ninety days.

Pardoned Nov. 23, 1869, upon petition of Hon. George Jerome and of Judge Stoll, and upon the condition that if again convicted and sentenced within two years, he shall serve out the remainder of his sentence.

14. Caleb Cressey, convicted in Lenawee Circuit, June 2, 1868, of uttering a forged note, and sentenced for three years.

Pardoned Dec. 9, 1869, upon petition of the Board of Inspectors, the Physician and Agent of the Prison, and of D. C. Tunison, the party whose name had been forged, showing the prisoner to be dangerously ill and not likely to live but a short time.

15. Edward Boyer, convicted in Berrien Circuit, Sept. 1859, of murder in the second degree, and sentenced for life.

Pardon granted Dec. 28, 1869, upon the earnest solicitation of Judge Jewett, the late Judge Bacon, the prosecuting attorney who tried the case, H. H. Coolidge, Ex-Gov. Blair, and numerous other citizens, and on account of former good character and good behavior in prison.

16. William Faulkner (colored), convicted in Recorder's Court, Detroit, March 6, 1863, of attempt to commit rape, and sentenced for life.

Pardoned Dec. 30, 1869, upon petition of J. J. Bagley, H. N. Walker, J. F. Conover, A. Sheley, D. B. Duffield, L. M. Mason, J. S. Farrand, and many other prominent citizens of Detroit, on account of the severity of the sentence, of strong proof tending to show that the prisoner was guiltless of the offense, and because the girl upon whose testimony he was convicted was at the time utterly depraved, and has been an inmate of the House of Correction most of the time since, being at the date of pardon in jail awaiting trial for robbery.

17. Mary Brooks, convicted of murder in Eaton Circuit, June 5, 1856, and sentenced for life.

Pardon issued Feb. 12, 1870, upon recommendation of the Agent and Surgeon of the Prison, of Ex-Gov. Blair, Ex-Agent W. L. Seaton, and John Van Arman, then prosecuting attorney,

upon the representation of the Prison Surgeon that the prisoner could not live long in confinement, and upon proof tending to show that some person other than the prisoner was the real instigator of the crime committed.

18. Delos Carmichael, convicted Nov. 1857, in Hillsdale Circuit, "of mingling poison with food with intent to injure the person." In the first trial of the case the jury disagreed, but in the second Carmichael was convicted, although the testimony tended clearly to show that the poison (cantharides) was administered in raisins for the purpose of exciting sexual desire.

A new trial was granted and the accused set at liberty on bail.

Pardon was granted Feb. 23, 1870, upon petition of W. J. Baxter, a large number of the neighbors familiar with the circumstances, and of Judge Wilson, who expressed the opinion that the boy was convicted through the error of his counsel.

Carmichael having left the State, his bail was declared forfeited, and the same was paid by his father.

19. Edward A. Booher, convicted in Kalamazoo Circuit of grand larceny, Oct. 1867, and sentenced for three years.

Pardoned April 1, 1870, upon petition of Judge Littlejohn, J. C. Burrows, prosecuting attorney, N. A. Balch, J. B. Porter, and others, on account of good behavior in prison, because of the expiration of his sentence in six weeks, and that he might go with his father who was about to remove to Dakota.

20. James Craig, convicted in Recorder's Court, Detroit, of compound larceny, Aug. 6, —, and sentenced for four years.

Pardoned June 15, 1870, on recommendation of Prison Chaplain and Physician, showing fatal illness of the prisoner.

Craig died at St. Mary's Hospital, Detroit, June 20, 1870.

21. John Hay, convicted in Recorder's Court, Detroit, May 3, 1870, of larceny, and sentenced to House of Correction for one year.

Pardoned July 2, 1870, on petition of his father and other

respectable citizens of Canada, showing former good character, and upon condition that he return to and remain with his father.

22. Neil McNeil, convicted on plea of guilty, of burglary, in Keweenaw county, June, 1868, and sentenced for seven years.

Pardoned Aug. 6, 1870, on petition of the prosecuting attorney, other county officers, and many citizens of Marquette and Keweenaw counties, and upon the earnest recommendation of the Grand Jury of the United States District Court. The prisoner had previously borne a good character, and in the commission of the offense were many palliating circumstances.

23. Modiste Le Sage, convicted of burglary in Keweenaw Circuit, June, 1868, and sentenced for five years.

Pardoned Aug. 6, 1870, on petition of the prosecuting attorney, the county officers of Keweenaw, and of many citizens of Keweenaw and Marquette counties. Reasons for pardon being nearly identical with those in the case of Neil McNeil, above mentioned.

24. Henry Johnson, convicted on plea of guilty, Nov. 1868, in Saginaw Circuit, of larceny, and sentenced for three years.

Pardoned Aug. 11, 1870, on petition of the prosecuting attorney, of J. F. Brown, C. V. De Land, other citizens, and of Judge Sutherland, who states that the sentence would have been for one year, had he then known the facts which have come to his notice since the trial.

25. John Harigdon, convicted of rape in Tuscola county, Jan. 1864, and sentenced for fifteen years.

Pardon granted Aug. 12, 1870, on report of Prison Physician, showing that the prisoner could live but a short time, being low with consumption.

26. George A. Stockwell, convicted of drunkenness and vagrancy, in Police Court, Detroit, and sentenced to House of Correction for six months.

Two-thirds of his sentence having expired, pardon was granted Aug. 12, 1870, upon the earnest solicitation of his

father, expressing the belief that the punishment already inflicted was sufficient, and would tend to his son's reformation.

27. Samuel Cudney, convicted in Bay Circuit, 1866, of burglary and robbery, and sentenced under the statute for life.

Pardoned Aug. 17, 1870, on petition of eight of the jury, of the prosecuting attorney, James Watson, the complaining witnesses, and upon report of the Prison Physician, showing prisoner to be in the last stage of consumption.

28. Ellen Fisher, convicted in Genesee county, Aug. 6, 1870, and sentenced to House of Correction.

Pardoned Sept. 5, 1870, on solicitation of Superintendent Brockway, the prisoner being seriously ill and needing special care and nursing.

29. Robert Penzien, convicted of arson in Manistee county, Aug. 25, 1866, and sentenced for ten years.

Pardoned Sept. 12, 1870, upon the affidavits of the prosecuting attorney and other reputable parties, showing clearly that Penzien was an assistant in a hospital at Chicago, and not in Manistee at the time the arson was committed.

30. John Mueller, convicted of manslaughter, Dec. 1858, in Recorder's Court, Detroit, and sentenced for 15 years.

Pardoned Sept. 17, 1870, on petition of Arnold Kaichen, Esq., and upon numerous affidavits tending forcibly to show that the crime was committed in self-defense; also upon reports of the Prison Agent and Physician, representing the prisoner in the last stages of consumption.

31. Benjamin F. Myers, convicted of manslaughter, April, 1870, in Bay Circuit, and sentenced for 15 years.

Pardoned Nov. 12, 1870, on recommendation of Judge Sutherland and reports of Prison Agent and Physician, representing prisoner to be low with consumption and that he could live but a short time.

32. Dennis Driscoll, convicted of murder by poison in Feb. 1867, in Shiawassee Circuit, and sentenced for life.

Pardoned Nov. 15, 1870, on petition of Judge Turner and

of the prosecuting attorney, both stating that from facts brought to their knowledge since the trial, they are thoroughly convinced that Driscoll is entirely innocent of the crime for which he was convicted.

HENRY P. BALDWIN.

The message and the accompanying documents were laid on the table.

GENERAL ORDER.

On motion of Mr. J. Haynes,

The House went into committee of the whole, on the general order,

Mr. Cameron in the chair.

After some time spent therein, the committee rose, and, through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 26, entitled

A bill to authorize the city of Owosso to raise money to construct a court-house and jail for the county of Shiawassee ;

2. House bill No. 27, entitled

A bill to organize the township of Forest, in the county of Muskegon ;

3. House bill No. 28, entitled

A bill to authorize the commissioners of highways of the townships of Michigan to alter or vacate the territorial roads in their townships ;

4. House bill No. 30, entitled

A bill to organize the township of Springfield, in the counties of Kalkaska and Crawford ;

5. House bill No. 31, entitled

A bill to legalize the tax-roll of the township of Alpena, in the county of Alpena, for the year eighteen hundred and seventy, and to extend the time for the collection of the taxes therein ;

6. House bill No. 32, entitled

A bill to amend section one, of an act entitled "An act to provide for the payment of certain drainage orders outstanding in the county of Oakland," approved April 3, 1869;

7. House bill No. 33, entitled

A bill to amend sections 5756 and 5758, of the compiled laws, being sections 12 and 14, of chapter 181. relative to offenses against property.

8. House bill No. 34, entitled

A bill to amend sections 1 and 6, of act number 406, of the session laws of 1869, approved April 2d, 1869, being an act appropriating certain non-resident highway taxes to aid in constructing a ditch or drain from a point on Elk creek, in the county of Sanilac, to a point on the Lexington and Lapeer State road, in Sanilac county,

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill:

9. House bill No. 35, entitled

A bill to amend act No. 267, of the session laws of A. D. 1869, being an act entitled "An act to amend act No. 397, of the session laws of A. D. 1867, entitled an act to amend act No. 301, of the session laws of 1865, being an act entitled an act to regulate the tolls on plank roads in Bay, Clinton, Gratiot, and Saginaw counties,"

Have made an amendment thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following entitled bill:

10. House bill No. 29, entitled

A bill to repeal act number forty-three, of the session laws of 1869, being an act entitled "An act to provide for the draining of swamps, marshes, and other low lands,"

And have directed their chairman to report the bill back to the House, with an amendment, and recommend that the bill be laid on the table.

The committee of the whole have also had under consideration the following entitled joint resolution :

House joint resolution No. 4, entitled

Joint resolution asking the Congress of the United States to make an appropriation for the completion of the harbor at the mouth of the Ontonagon river,

Have made an amendment thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

A. CAMERON, *Chairman.*

Report accepted and committee discharged.

The first, second, third, fourth, fifth, sixth and eighth named bills were placed on the order of third reading.

On motion of Mr. Riford,

The seventh named bill was re-committed to the committee on judiciary.

On motion of Mr. Roost,

The House concurred in the amendments made to the ninth named bill, and the bill was placed on the order of third reading.

On motion of Mr. Barnaby,

The House concurred in the recommendation of the committee on the tenth named bill, and the bill was laid on the table.

On motion of Mr. Garrison,

The House concurred in the amendments made to the joint resolution, and the joint resolution was placed on the order of third reading.

MESSAGE FROM THE SENATE.

The Speaker, by unanimous consent, announced the following:

SENATE CHAMBER, {
Lansing, January 20, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following concurrent resolution:

Resolved (the House concurring), That when the Legislature adjourns on Friday, the 27th inst., such adjournment be until Wednesday, the 8th day of February next, to afford the committees appointed to visit the State institutions, time to discharge said duty,

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

On motion of Mr. Riford,

The House concurred in the adoption of the resolution.

Mr. Clement asked and obtained leave of absence for himself until Monday.

Mr. Grosvenor asked and obtained leave of absence for himself until Tuesday, on account of sickness.

Mr. Van Scoy asked and obtained leave of absence for himself until Monday.

Mr. Brockway asked and obtained leave of absence for himself until Monday, on account of sickness.

On motion of Mr. Riford,

The House adjourned.

Lansing, Saturday, January 21, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Davis.

Roll called: quorum present.

Absent without leave: Messrs. Adams, Andrews, Atwood, N. R. Hill, Houseman, Kellogg, Riford, and Walton.

Mr. R. J. Grant asked and obtained leave of absence for Messrs. Riford, Adams, Walton, Atwood, and Houseman, members of the committee on elections, for the forenoon.

Mr. Millington asked and obtained leave of absence for Mr. Andrews until Monday.

Mr. Swineford asked and obtained leave of absence for himself until Monday afternoon.

Mr. Adsit asked and obtained leave of absence for Mr. N. R. Hill until Tuesday, on account of sickness.

Mr. McGonegal asked and obtained leave of absence for himself until Tuesday afternoon.

Mr. Watkins asked and obtained leave of absence for himself until Tuesday next.

Mr. Hoyt asked and obtained leave of absence for himself until Tuesday next.

Mr. R. C. Miller asked and obtained leave of absence for Mr. Kellogg until Monday afternoon.

Mr. P. Mitchell asked and obtained leave of absence for himself until Monday.

PRESENTATION OF PETITIONS.

By Mr. Gorman: Petition of C. Van Dorn, Geo. Wm. Peerce, John W. Ingard, and 61 others, asking that the chairs of the medical department of the University be filled by Homoeopathic physicians from February till June in each year;

Referred to the committee on State affairs.

By Mr. Williams: Petition of John H. Jones, Hezekiah Edmonston, Francis Marsh, L. P. Fuller, and 300 others, in favor of the enactment of a law compelling children of certain

ages to attend school in this State a certain length of time in each year ;

Referred to the committee on education.

By Mr. Swineford : Remonstrance of the Central and 21 other copper and iron mining companies, against the passage of any bill changing the present mining law of this State ;

Referred to the committee on mines and minerals.

By Mr. S. W. Hill : Petition of John Senter, J. H. Thomas, Frank Goff and 50 others, citizens of Keweenaw county, asking the passage of a law authorizing the consolidation of mining companies ;

Referred to the committee on mines and minerals.

By Mr. Swineford : Petition of M. H. Maynard and 36 others, resident tax-payers of the village of Marquette, asking for the incorporation of the city of Marquette ;

Referred to the committee on banks and incorporations.

By Mr. Holland : Petition of Z. W. Wright, E. S. Forster, R. Beveridge, and 55 others, citizens of Hancock, asking the passage of a law authorizing the consolidation of mining companies ;

Also, petition of J. R. Deveraux, Jay A. Hubbell, D. H. Ball, and 21 others, citizens of Houghton, for the same purpose ;

Also, petition of Wm. Harris, Fred. Smith, Wm. Hitchings, and 67 others, citizens of Houghton, for the same purpose ;

Also, petition of John Chappell, A. Wanzer, and 23 others, citizens of Houghton, for the same purpose ;

Also, petition of D. S. Kendall, J. A. Close, R. A. Brelsford, and 29 others, citizens of Hancock, for the same purpose ;

Also, petition of Louis Krellwitz, and 33 others, citizens of Portage township, Houghton county, for the same purpose ;

Also, petition of M. L. Cardell, Eugene Premier, and 25 others, citizens of Hancock, for the same purpose ;

Also, petition of Joseph Gregory, Jeremiah Cronin, R. Caswell, and 75 others, citizens of Schoolcraft township, Houghton county, for the same purpose;

Also, petition of R. B. Shelden, Wm. S. Cleaves, Wm. B. Stevens, and 45 others, citizens of Houghton, for the same purpose:

Also, petition of J. Hoar, R. M. Hoar, Wm. George, and 71 others, citizens of Houghton, for the same purpose;

Also, petition of T. W. Buzzo, John T. Stuart, John Houston, and 73 others, citizens of Calumet township, Houghton county, for the same purpose;

Referred to the committee on mines and minerals.

By Mr. Crane: Petition of D. D. Sinclair, J. W. Helme, Benj. Cannon, and 27 others, citizens of Lenawee county, praying for the passage of a law by which townships, villages and cities may appropriate lands for cemetery purposes;

Referred to the committee on State affairs.

By Mr. Harris: Petition of James M. Harring, C. E. Harring, T. H. Emmons, and 57 others, citizens of Ontonagon county, asking the passage of a law authorizing the consolidation of mining companies;

Referred to the committee on mines and minerals.

By Mr. Cochrane: Petition of the Board of Metropolitan Police Commissioners of the city of Detroit, asking this Legislature to memorialize Congress in favor of extending the scope of the extradition treaty;

Referred to the committee on federal relations.

By Mr. Hoyt: Petition of Burr Leonard, and 135 others, citizens of Detroit, to amend the present militia law, approved January 18, 1863, so as to furnish uniforms for State troops, and for compensation of such troops while performing camp and other duties by order of the commander-in-chief;

Referred to the committee on military affairs.

By Mr. Pattengell: Petition of Joseph B. Campbell, and 400 others, citizens of Detroit, for an amendment to the present

militia law, approved January 18, 1863, so as to furnish uniforms for State troops, and for compensation of such troops while performing camp and other duties by order of the Commander-in-Chief.

Referred to the committee on military affairs.

REPORTS OF STANDING COMMITTEES.

By the committee on ways and means :

The committee on ways and means, to whom was referred

Joint resolution making an appropriation of three hundred and thirty-nine dollars and fifty cents for parchment for the roll of honor, and for ruling and binding the same, in accordance with the joint resolution approved April 3d, 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. B. COPLEY, *Acting Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on local taxation :

The committee on local taxation, to whom was referred

A bill to provide for levying and collecting a school tax in fractional school district number one, in the townships of Barry and Prairieville, in the county of Barry,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on local taxation :

The committee on local taxation, to whom was referred

A bill to amend section 18, of act 169, of the session laws of 1860, being "An act to provide for a uniform assessment of property, and for the collection of taxes thereon,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Garrison,

The bill was laid on the table.

By the committee on drainage :

The committee on drainage, to whom was referred

A bill to authorize the election of a township drain commissioner in each organized town, and to authorize them to locate, establish and construct ditches, drains and water-courses in their respective towns, and to repeal all other drainage laws in relation thereto,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended, do pass, and ask to be discharged from the further consideration of the subject.

GEO. I. BROWN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Pattengell,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges :

The committee on roads and bridges, to whom was referred

A bill to amend section 5, of chapter 23, of the revised statutes of 1846, being section 1017 of the compiled laws, relating to commissioners of highways assessing highway taxes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to amend section 2, of act 399, of the session laws of 1867, entitled "An act to provide for laying out and establishing a State road from Olio, Genesee county, to Chesaning, in Saginaw county, and to appropriate certain non-resident highway taxes to aid in the construction of the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

A bill to prevent the hounding of deer,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do

pass, and ask to be discharged from the further consideration of the subject.

A. CAMERON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

A bill to amend section 11, of act No. 156, of the laws of 1851, approved April 8, 1851, being section 11, of chapter 10, of the compiled laws, entitled "An act to define the powers and duties of the boards of supervisors in the several counties, and to confer upon them certain administrative and legislative powers,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

A. CAMERON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Barnaby,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to organize the township of Forsyth, in the county of Marquette,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

N. L. MILLER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

The petition of William P. Rathbone, of the city of Detroit,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying joint resolution, entitled

Joint resolution instructing the Board of State Auditors to make a settlement with William P. Rathbone,

Recommending that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

E. L. GRAY, *Acting Chairman.*

Report accepted and committee discharged.

The joint resolution was read a first and second time by its title, ordered printed, referred to the committee of the whole, and placed on the general order.

NOTICES.

Mr. Millington gave notice that on some future day he would ask leave to introduce

A bill to amend section seven of an act entitled "An act to establish an Asylum for the Deaf and Dumb and the Blind, and also an Asylum for the Insane of the State of Michigan, being section 1,529 of the compiled laws.

Mr. Garrison gave notice that on some future day he would ask leave to introduce

A bill to organize the county of Clare and the township of Farewell therein.

Mr. Gibson gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the city of Detroit.

Mr. Garrison gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the city of Corunna.

INTRODUCTION OF BILLS.

Mr. Bates, previous notice having been given and leave being granted, introduced

A bill to amend sections 5 and 6, of chapter 31, being sections 1264 and 1265 of the compiled laws, relative to bills of exchange and promissory notes.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Swineford, previous notice having been given and leave being granted, introduced

A bill to incorporate the city of Marquette.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Swineford, previous notice having been given and leave being granted, introduced

A bill to incorporate the village of Ishpeming, in the county of Marquette.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Adsit, previous notice having been given and leave being granted, introduced

A bill to provide for the better security of mechanics and other persons furnishing labor or materials for the erection, altering, repairing, beautifying, or ornamenting of buildings in the State of Michigan.

The bill was read a first and second time by its title, and referred to the committee on manufactures.

Mr. J. Haynes, previous notice having been given and leave being granted, introduced

A bill to authorize the board of supervisors of Alpena county to levy a tax upon the county of Alpena to encourage immigration.

The bill was read a first and second time by its title, and referred to the committee on immigration.

Mr. J. Haynes, previous notice having been given and leave being granted, introduced

A bill to legalize the tax-roll of the township of Oseneke, in the county of Alpena, for the year 1870.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. J. Haynes, previous notice having been given and leave being granted, introduced

A bill to legalize the tax-roll for the unorganized territory attached to the county of Alpena, for the year 1870.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. J. Haynes, previous notice having been given, and leave being granted, introduced

A bill to organize the union school district of the township of Rogers, in the county of Alpena.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. J. Haynes, previous notice having been given and leave being granted, introduced

A bill to organize the union school district of the township of Osseneke, in the county of Alpena.

The bill was read a first and second time by its title, and referred to the committee on education.

THIRD READING OF BILLS.

House bill No. 24, entitled

A bill respecting the collection of a certain ditch tax in the township of Lapeer, county of Lapeer, for the year 1870, and for the re-assessment of the same,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. C. B. Grant,	Mr. R. C. Miller,
Adsit,	R. J. Grant,	W.H.C. Mitchell,
Barnaby,	Gorman,	Montgomery,
Bates,	Gray,	C. Y. Osburn,
Boyce,	Greusel,	Pearl,
Cameron,	Haack,	Pattengell,
Chamberlain,	Harris,	Phillips,
Childs,	Hart,	Pierson,
Climie,	J. Haynes,	Post,

Mr. Cochrane,	Mr. Holland,	Mr. Priest,	
Congdon,	Hoyt,	Rood,	
Copley,	Huff,	Roof,	
Coulter,	Hughes,	Roost,	
Dalton,	Hurlbut,	Ross,	
Doty,	Huston,	Runyan,	
Edwards,	Knapp,	Smith,	
Fenton,	Lamb,	Swineford,	
Ferry,	Landon,	Thayer,	
Frost,	Little,	Tobey,	
Garfield,	McGonegal,	Walker,	
Garrison,	E. R. Miller,	Webster,	
Gibson,	N. L. Miller,	Speaker,	66
	YEAS.		0

Title agreed to.

On motion of Mr. Rood,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House joint resolution No. 3, entitled

Joint resolution asking the Congress of the United States to make an appropriation for the completion of the break-water at Marquette, on Lake Superior,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Swineford moved to recommit the joint resolution to the committee on harbors, with instructions to amend the second clause of the preamble so as to read as follows:

"Whereas, The general government has already appropriated considerable sums of money for the construction of a break-water at the mouth of said harbor, all of which said sums of money have been most judiciously expended upon the work under the direction of the government engineer, and;"

Which motion prevailed.

House bill No 26, entitled

A bill to authorize the City of Owosso to raise money to construct a court-house and jail for the county of Shiawassee,

Being under consideration,

Mr. Garrison moved that the further consideration of the bill be indefinitely postponed;

Which motion was withdrawn.

On motion of Mr. Garrison

The bill was laid on the table.

House bill No. 27, entitled

A bill to organize the township of Forest, in the county of Muskegon,

Being under consideration,

On motion of Mr. Huston,

The bill was laid on the table.

House bill No. 28, entitled

A bill to authorize the commissioners of highways of the townships of Michigan to alter or vacate the territorial roads in their townships,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Garrison,	Mr. W.H.C. Mitchell,
Adsit,	C. B. Grant,	C. Y. Osburn,
Barnaby,	R. J. Grant,	Pearl,
Bates,	Haack,	Phillips,
Boyce,	Harris,	Pierson,
Cameron,	J. Haynes,	Post,
Chamberlain,	Haywood,	Priest,
Childs,	Holland,	Rood,
Clunie,	Huff,	Roof,
Cochrane,	Hughes,	Roost,
Congdon,	Hurlbut,	Ross,
Copley,	Huston,	Runyan,
Coulter,	Knapp,	Smith,
Dalton,	Landon,	Swineford,
Edwards,	Little,	Thayer,
Fenton,	E. R. Miller,	Tobey,
Ferry,	N. L. Miller,	Walker,
Frost,	R. C. Miller,	Webster,
Garfield,	Millington,	Williams,

NAYS.

Mr. Doty,
Gibson,
Gorman,
Gray,

Mr. Greusel,
Hart,
Hoyt,
Lamb,

Mr. McGonegal,
Montgomery,
Pattengell,
Speaker, 12

Title agreed to.

Mr. Post moved that the bill be ordered to take immediate effect,

Which motion did not prevail.

House bill No. 30, entitled

A bill to organize the township of Springfield, in the counties of Kalkaska and Crawford,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Adsit moved to amend by striking out the word "Springfield" and inserting the word "Mitchell" in lieu thereof.

Mr. Mitchell moved to amend the amendment by striking out the word "Mitchell" and inserting the word "Kaska" in lieu thereof.

Which motion prevailed.

The amendment, as amended, was then agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,
Adsit,
Barnaby,
Bates,
Boyce,
Cameron,
Chamberlain,
Childs,
Climie,
Cochrane,
Congdon,
Copley,
Coulter,
Dalton,

Mr R. J. Grant,
Gorman,
Gray,
Greusel,
Haack,
Harris,
Hart,
J. Haynes,
Haywood,
Holland,
Hoyt,
Huff,
Hughes,
Hurlbut,

Mr. R. C. Miller,
Millington,
W.H.C. Mitchell
Montgomery,
C. Y. Osburn,
Pearl,
Pattengell,
Phillips,
Pierson,
Post,
Priest,
Rood,
Roof,
Roost,

Mr. Doty,	Mr. Huston,	Mr. Ross,	
Edwards,	Knapp,	Runyan,	
Fenton,	Lamb,	Smith,	
Ferry,	Landon,	Thayer,	
Frost,	Little,	Tobey,	
Garfield,	McGonegal,	Walker,	
Gibson,	E. R. Miller,	Webster,	
C. B. Grant,	N. L. Miller,	Speaker,	66

NAYS.

0

The question being on agreeing to the title,

Mr. Adam moved to amend by striking out the word "Springfield" and inserting the word "Kaska" in lieu thereof; Which motion prevailed.

The title, as amended, was then agreed to.

On motion of Mr. Post,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House joint resolution No. 4, entitled

Joint resolution asking the Congress of the United States to make an appropriation for the completion of the harbor at the mouth of the Ontonagon river,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gray,	Mr. W.H.C. Mitchell
Adsit,	Greusel,	Montgomery,
Bates,	Haack,	O. Y. Osburn,
Boyce,	Harris,	Pearl,
Cameron,	Hart,	Pattengell,
Chamberlain,	J. Haynes,	Phillips,
Childs,	Haywood,	Pierson,
Climie,	Holland,	Post,
Cochrane,	Hoyt,	Priest,
Congdon,	Huff,	Rood,
Copley,	Hughes,	Roof,
Coulter,	Hurlbut,	Roost,
Doty,	Huston,	Ross,
Edwards,	Knapp,	Runyan,
Fenton,	Lamb,	Smith,
Ferry,	Landon,	Swineford,

Mr. Frost,
Garfield,
Gibson,
C. B. Grant,
R. J. Grant,
Gorman,

Mr. Little,
McGonegal,
E. R. Miller,
N. L. Miller,
R. C. Miller,
Millington,

Mr. Thayer,
Tobey,
Walker,
Webster,
Speaker.

65

NAYS.

0

Title and preamble agreed to.

House bill No. 31, entitled

A bill to legalize the tax-roll of the township of Alpena, in the county of Alpena, for the year eighteen hundred and seventy, and to extend the time for the collection of the taxes therein ;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows .

YEAS.

Mr. Adam,
Adsit,
Bates,
Boyce,
Cameron,
Chamberlain,
Childs,
Climie,
Cochrane,
Congdon,
Copley,
Coulter,
Dalton,
Doty,
Edwards,
Fenton,
Frost,
Garfield,
Gibson,
C. B. Grant,
R. J. Grant,

Mr. Gorman,
Gray,
Greusel,
Haack,
Harris,
J. Haynes,
Haywood,
Holland,
Hoyt,
Huff,
Hughes,
Hurlbut,
Knapp,
Lamb,
Landon,
Little,
McGonegal,
E. R. Miller,
N. L. Miller,
R. C. Miller,
Millington,

Mr. W.H.C.Mitchell,
Montgomery,
C. Y. Osburn,
Pearl,
Pattengell,
Phillips,
Pierson,
Post,
Priest,
Rood,
Roof,
Roost,
Ross,
Runyan,
Smith,
Swineford,
Thayer,
Tobey,
Walker,
Webster,
Speaker,

63

NAYS.

Mr. Ferry,

1

Title agreed to.

Mr. Hoyt moved that there be a call of the House;

Which motion did not prevail.

On motion of Mr. Roost,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. J. Haynes,

The balance of the order of third reading was passed over for the day.

MOTIONS AND RESOLUTIONS.

Mr. Little offered the following:

Resolved, That when the House adjourns, it shall be until Monday afternoon next, at 2 o'clock P. M.;

Which was not adopted.

Mr. Runyan offered the following:

Whereas, This Legislature, on January 19th, 1871, did pass the following resolution:

"*Resolved* (the Senate concurring), That our Senators and Representatives in Congress be and are hereby requested to introduce and urge the passage of a bill granting pensions to the surviving soldiers, and the widows of deceased soldiers, of the war of 1812;" therefore,

Resolved, That the Governor be requested to transmit copies of the foregoing resolution to each of our Senators and Representatives in Congress;

Which was adopted.

Mr. C. B. Grant moved to discharge the committee of the whole from the further consideration of House manuscript joint resolution, entitled

Joint resolution making an appropriation of three hundred and thirty-nine dollars and fifty cents for parchment for the Roll of Honor, and for ruling and binding the same, in accordance with the joint resolution, approved April 3, 1869;

Which motion prevailed.

On motion of Mr. Post,

The joint resolution was put on its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gorman,	Mr. W.H.C. Mitchell,
Adams,	Gray,	Montgomery,
Adsit,	Greusel,	C. Y. Osburn,
Atwood,	Haack,	Pearl,
Bates,	Harris,	Pattengell,
Boyce,	Hart,	Phillips,
Cameron,	J. Haynes,	Pierson,
Chamberlain,	Haywood,	Post,
Childs,	Holland,	Priest,
Climie,	Houseman,	Riford,
Cochrane,	Hoyt,	Rood,
Congdon,	Huff,	Roof,
Copley,	Hughes,	Roost,
Coulter,	Hurlbut,	Ross,
Dalton,	Huston,	Runyan,
Doty,	Knapp,	Smith,
Edwards,	Lamb,	Swineford,
Fenton,	Landen,	Thayer,
Ferry,	Little,	Tobey,
Frost,	McGonegal,	Walker,
Garfield,	N. L. Miller,	Walton,
Gibson,	R. C. Miller,	Webster,
C. B. Grant,	Millington,	Speaker,
R. J. Grant,		

70

NAYS.

Mr. E. R. Miller,

1

Title agreed to.

On motion of Mr. N. L. Miller,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

GENERAL ORDER.

On motion of Mr. J. Haynes,

The House went into committee of the whole on the general order,

Mr. Hoyt in the chair.

After some time spent therein, the committee rose, and, through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 36, entitled

A bill to provide for the pleadings and notice in actions on bills of exchange and promissory notes;

2. House bill No. 37, entitled

A bill to legalize the first charter election held in the village of Plainwell, on the 29th day of March, A. D. 1869; also, the acts of the village board, assessor, and marshal of said village of Plainwell for the years 1870 and 1871;

3. House bill No. 39, entitled

A bill to amend section 3866 of the compiled laws, in regard to sureties in appeal bonds;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

WM. O. HOYT, *Chairman.*

Report accepted and committee discharged.

The several bills were placed on the order of third reading.

Mr. Pattengell moved that the House adjourn;

Which motion did not prevail.

Mr. Doty asked and obtained leave of absence for Mr. Cherry until Tuesday.

Mr. Gibson asked and obtained leave of absence for himself until Monday afternoon.

Mr. C. Y. Osburn asked and obtained leave of absence for himself until Tuesday.

Mr. Swineford asked and obtained leave of absence for Mr. Bates until Monday afternoon.

On motion of Mr. Rood,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

Mr. Childs asked and obtained leave of absence for Mr. Congdon until Monday afternoon.

Mr. Walton asked and obtained leave of absence for Mr. Crane until Tuesday.

Mr. Dalton asked and obtained leave of absence for himself until Tuesday.

Mr. R. J. Grant asked and obtained leave of absence for himself until Monday.

Mr. Gray asked and obtained leave of absence for himself until Monday afternoon.

Mr. Haack asked and obtained leave of absence for himself until Monday afternoon.

Mr. Harris asked and obtained leave of absence for Mr. S. W. Hill until Monday afternoon.

Mr. Houseman asked and obtained leave of absence for himself until Tuesday.

Mr. Montgomery asked and obtained leave of absence for himself until Monday afternoon.

Mr. Pierson asked and obtained leave of absence for Mr. Pearl until Tuesday.

Mr. Doty asked and obtained leave of absence for Mr. Williams until Monday afternoon.

The committee on engrossment and enrollment submitted the following report:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor the following bill:

House bill No. 20, being

A bill to provide for the payment of the officers and members of the Legislature for the year 1871.

Also, joint resolution No. 2, being

Joint resolution to modify and confirm the action of the railroad board of control in relation to the forfeited lands of the Marquette and Ontonagon Railroad Company, and to confer said lands on the Houghton and Ontonagon Railroad Company.

JOHN LANDON, *Chairman*.

Report accepted.

GENERAL ORDER.

On motion of Mr. Huston,

The House went into committee of the whole, on the general order,

Mr. Adams in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 40, entitled

A bill to amend section 3617 of the compiled laws, in regard to taking depositions to be used in probate courts, and by commissioners appointed by such courts;

2. Senate bill No. 10, entitled

A bill to authorize justices of the peace in any of the townships, Pokagon, Silvercreek, Wayne and Lagrange, in the county of Cass, and residing within the corporate limits of Dowagiac, to hold their courts, criminal and civil, at any place within the limits of said corporation;

3. Senate bill No. 3, entitled

A bill to provide for the collection, compilation and reprinting of the general laws of this State;

Have made no amendment thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

O. ADAMS, *Chairman*.

Report accepted and committee discharged.

The several bills were placed on the order of third reading.
Mr. Little asked and obtained leave of absence for Mr. Atwood until Monday afternoon.

On motion of Mr. Landon,
The House adjourned.

Lansing, Monday, January 23, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Hickox.

Roll called: not a quorum present.

Absent without leave: Messrs. Brown, Doty, Ferry, C. B. Grant, Hughes, Little, E. R. Miller, Pattengell, Post, Roof, and Ross.

Mr. Huston moved that there be a call of the House;
Which motion prevailed.

PROCEEDINGS UNDER THE CALL

The roll of the House was called by the Clerk, and the following members were reported absent without leave:

Messrs. Brown, Doty, Ferry, Garrison, C. B. Grant, Hughes, Little, E. R. Miller, Pattengell, Post, Roof, and Ross.

On motion of Mr. Huston,

The Sergeant-at-Arms was despatched after the absentees.

The Sergeant-at-Arms announced Mr. E. R. Miller at the bar of the House.

On motion of Mr. Walton,

Mr. E. R. Miller was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Little at the bar of the House.

On motion of Mr. N. L. Miller,

Mr. Little was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Garrison at the bar of the House.

On motion of Mr. Huston,

Mr. Garrison was admitted within the bar, rendered an excuse, and took his seat.

On motion of Mr. Millington,

All further proceedings under the call were dispensed with. Mr. Fenton moved that the House take a recess until 2 o'clock this afternoon;

Which motion was withdrawn.

PRESENTATION OF PETITIONS.

By Mr. W. H. C. Mitchell: Petition of T. S. Vanantwerp, Samuel Vanantwerp, and 90 others, citizens of Wexford county, asking for the organization of the township of Henderson, in said county;

Referred to the committee on towns and counties.

By Mr. Riford: Petition of J. T. West, William Randall, Geo. Peters, and 170 others, tax-payers of Berrien county, asking the repeal of the law creating the office of superintendent of common schools;

Referred to the committee on education.

REPORTS OF STANDING COMMITTEES.

By the committee on public lands:

The committee on public lands, to whom was referred

A bill to aid in the construction of that part of the Cass River and Bay City State Road, established under act No. 345 of laws of 1865, between the forks of Cass river and Unionville, in Tuscola county, and making an appropriation of swamp land therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to

the House, with the accompanying substitute therefor, recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

J. HAYNES, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Huston,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on public lands:

The committee on public lands, to whom was referred

A bill to repeal that part of act No. 160, of session laws of 1865, being an act to provide for the drainage and reclamation of swamp lands by means of a road to be known as the Cass River and Wild Fowl Bay State Road,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

J. HAYNES, *Acting Chairman.*

Report accepted and committee discharged,

On motion of Mr. Huston,

The bill was laid on the table.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to legalize the tax-roll for the unorganized territory attached to the county of Alpena, for the year 1870,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass,

and ask to be discharged from the further consideration of the subject.

N. L. MILLER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on agriculture:

The committee on agriculture, to whom was referred

A bill for the more effectual prevention of cruelty to animals,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JACOB WALTON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

A bill to protect the people of the State of Michigan from empiricism and imposition in the practice of medicine and surgery,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended, do pass, and ask to be discharged from the further consideration of the subject.

A. CAMERON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Walton,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

MESSAGE FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER,
Lansing, January 21, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bill :

Senate bill No. 4, entitled

A bill to amend section 14 of an act entitled "An act to provide for the organization of the Supreme Court pursuant to section 2, of article 6, of the constitution," approved February 16, 1857.

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,
Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

NOTICES.

Mr. W. H. C. Mitchell gave notice that on some future day he would ask leave to introduce

A bill to organize the township of Henderson, in the county of Wexford.

Mr. J. Haynes gave notice that on some future day he would ask leave to introduce

A bill to amend section 1, of act No. 467, of the session laws of 1869, entitled "An act to provide for the drainage and reclamation of swamp lands by means of a State road and ditches from Tawas Bay, in Iosco county, to the west line of said county to the intersection of the Midland and Traverse Bay State road."

Mr. Walker gave notice that on some future day he would ask leave to introduce

A bill to amend sections 31 and 32, of act No. 169, of session laws of 1869, in relation to the return of the assessment by supervisors in fractional school districts;

Also,

A bill for laying out a State road, commencing where the Grand Rapids and Indiana Railroad crosses the section line between sections 10 and 15, town 1 south, range 11 west, thence west on said line through ranges 11, 12 and 13 west, till it intersects with the Kalamazoo and South Haven Railroad.

Mr. Adsit gave notice that on some future day he would ask leave to introduce

A bill to change the name of the Spring Lake Salt Company, of the village of Spring Lake, Ottawa, connty;

Also,

A bill to exempt mineral spring corporations from payment of all specific taxes to the State.

Mr. Hurlbut gave notice that on some future day he would ask leave to introduce

A bill to provide for and regulate the salaries of judges of probate.

Mr. Hart moved that the House take a recess until 2 o'clock this afternoon;

Which motion was withdrawn.

INTRODUCTION OF BILLS.

Mr. Huston, previous notice having been given and leave being granted, introduced

A bill for laying out and establishing the Almer and Fair Grove State road, and making an appropriation of non-resident highway tax for the construction of the same.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Garrison, previous notice having been given and leave being granted, introduced

A bill to amend sections 1, 12, and 16, chapter 5; section 1 of chapter 7, and section 8, of chapter 8, of an act entitled "An act to incorporate the city of Corunna," approved March 12, 1869.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Coulter, previous notice having been given and leave being granted, introduced

A bill to amend section 59, of chapter 14, of the revised statutes of 1846, being section 399, of chapter 10, of the compiled laws, entitled "Of county officers."

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Hurlbut, unanimous consent being given, introduced

A bill to amend section 3, of chapter 77, of the revised statutes of 1846, the same being section 3041 of the compiled laws, relating to the sale of lands for the payment of debts by executors, administrators, and guardians.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hurlbut, unanimous consent being given, introduced

A bill to amend section 39, of chapter 91, of the revised statutes of 1846, the same being section 3645, of chapter 116, of the compiled laws, relating to probate courts.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hurlbut, unanimous consent being given, introduced

A bill to repeal section 8, of chapter 69, and section 13, of chapter 70, of the revised statutes of 1846, the same being sections 2871 and 2869 of the compiled laws, relating to the rights of married women.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

On motion of Mr. Hart,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

GENERAL ORDER.

On motion of Mr. Cameron,

The House went into committee on the whole, on the general order,

Mr. Adam in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 42, entitled

A bill to provide for the levying and collecting a school tax in fractional school district number one, in the townships of Barry and Prairieville, in the county of Barry;

2. House bill No. 46, entitled

A bill to amend section 2, of act No. 399, of the session laws of 1867, entitled "An act to provide for laying out and establishing a State road from Olio, in Genesee county, to Chesaning in Saginaw county, and to appropriate certain non-resident highway taxes to aid in the construction of the same;"

3. House bill No. 47, entitled

A bill to organize the township of Forsyth, in the county of Marquette;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills:

4. House bill No. 44, entitled

A bill to amend section 5, of chapter 23, of the revised statutes of 1846, being section 1017 of the compiled laws;

5. House bill No. 45, entitled

A bill to prevent hounding of deer;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

J. J. ADAM, *Chairman*.

Report accepted and committee discharged.

The first, second, and third named bills were placed on the order of third reading.

On motion of Mr. Landon,

The amendments made to the fourth and fifth named bills were concurred in, and the bills were placed on the order of third reading.

On motion of Mr. Landon,

The House adjourned.

Lansing, Tuesday, January 24, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Straub.

Roll called: quorum present.

Absent without leave, Messrs. Atwood and Roof.

Mr. Hart asked and obtained leave of absence for Mr. Atwood until to-morrow.

Mr. C. Y. Osburn asked and obtained leave of absence for Mr. Roof until to-morrow, on account of sickness.

PRESENTATION OF PETITIONS.

By Mr. C. Y. Osburn: Petition of S. M. Banks, O. Sugden, I. B. Ellsworth, and 67 others, citizens of Shiawassee county, asking the repeal of act No. 55, of session laws of 1867,

entitled "An act to provide for county superintendents of common schools;"

Referred to the committee on education.

By Mr. Brockway: Petition of L. D. McGregor, and 62 others, asking that the ditch tax for the year 1869, in the township of Albion, may be legalized;

Also, petition of F. W. Sheldon, and 61 others, for the same purpose;

Referred to the committee on drainage.

By Mr. Adams: Petition of H. C. Fairbank, William Fobes, Daniel Clark, and 9 others, for a law requiring practicing physicians to be licensed by a medical board;

Referred to the committee on State affairs.

By Mr. Adams: Petition of A. I. Sawyer, and 6 others, for the establishment of a chair of Homeopathy in the University;

Referred to the committee on State affairs.

By Mr. Van Scoy: Petition of Thomas Luck, and 245 others, praying for the repeal of the law creating the office of superintendent of common schools;

Referred to the committee on education.

By Mr. Andrews: Preamble, resolution and memorial of the officers and members of the "Oakland County Agricultural Society," praying to have a law passed authorizing them to issue bonds, and to mortgage the real and personal estate of said society to secure the same;

Referred to the committee on banks and incorporations.

By Mr. Clement: Petition of James Vanderlyn, and 6 others, citizens of Jackson county, asking that the act incorporating the Jackson and Michigan Plank Road Company be so amended as to prevent the collecting of tolls thereon;

Referred to the committee on banks and incorporations.

By Mr. Garrison: Memorial of the common council of the city of Corunna, praying for an amendment of the charter of said city;

Referred to the committee on banks and incorporations.

By Mr. C. B. Grant: Petition for legal regulations in pharmacy;

Referred to the committee on State affairs.

By Mr. C. B. Grant: Petition for legal regulations of medical practice;

Referred to the committee on State affairs.

By Mr. Cochrane: Petition of R. W. King, Moore, Foote & Co., Allen Sheldon & Co., Eber Ward, J. J. Bagley & Co., T. H. Hinchman & Sons, C. M. Garrison & Co., Duncan Stewart, and 40 other persons and firms of Detroit, praying for the passage of the bill now before the Legislature, relative to the consolidation of mining companies;

Referred to the committee on mines and minerals.

By Mr. Holland: Petition of John Uren, E. L. Mason, and 40 others, asking the passage of a law authorizing the consolidation of mining companies;

Also, petition of Alex. Pope, T. W. Edwards, W. H. Hendrick, and 55 others, for the same purpose;

Referred to the committee on mines and minerals.

By Mr. Houseman: Petition of R. Duicker, and others, of the True Dutch Reformed Church of Grand Rapids, asking for the restoration of the death penalty;

Also, petition of J. DeJonge and others, of the True Dutch Church of Grand Rapids, for the same purpose;

Referred to the committee on State affairs.

By Mr. Houseman: Petition of Wm. O'Conner and 100 others, asking for the furnishing of uniforms to State militia;

Referred to the committee on military affairs.

By Mr. C. B. Grant: Petition of the township board of Webster, Washtenaw county, to pass a law authorizing townships to raise money by tax to build town houses;

Referred to the committee on local taxation.

By Mr. Huston: Petition of W. P. Convis and 51 citizens of Tuscola county, asking for a State road, and

an appropriation of non-resident highway taxes for the construction of the same;

Referred to the committee on roads and bridges.

By Mr. S. W. Hill: Resolution of the board of supervisors of the county of Keweenaw, asking that the specific tax on copper be abolished.

On motion of Mr. S. W. Hill,

The resolution was referred to the committee on State affairs, and was ordered printed in the journal.

The following is the resolution :

Resolved, That the Hon. S. W. Hill, our Representative in the State Legislature, be requested to procure, if possible, the abolition of the specifix tax now levied on copper.

STATE OF MICHIGAN, } ss.
KEWEENAW COUNTY. }

I, R. C. Satterlee, Clerk of said county, do hereby certify that the above is a true copy of a resolution of the board of supervisors of said county, passed at a meeting of said board held at Eagle River, January 3d, A. D. 1871.

In testimony whereof, I have hereunto set my hand and affixed the seal of said county, at Eagle River, this 10th day of January, A. D. 1871.

R. C. SATTERLEE, *Clerk*.

REPORTS OF STANDING COMMITTEES.

By the committee on harbors :

The committee on harbors, to whom was recommitted House joint resolution number 3, entitled

Joint resolution asking the Congress of the United States to make an appropriation for the completion of the breakwater at Marquette, on Lake Superior,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the joint

resolution when so amended do pass, and ask to be discharged from the further consideration of the subject.

W. H. C. MITCHELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Pattengell,

The House concurred in the amendments made to the joint resolution by the committee.

The joint resolution, having been read a third time, was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adam,	Mr. C. B. Grant,	Mr. Minne,
Adams,	R. J. Grant,	P. Mitchell,
Adsit,	Gorman,	W.H.C. Mitchell,
Andrews,	Gray,	Montgomery,
Barnaby,	Green,	Moshier,
Bates,	Greusel,	Norris,
Boyce,	Haack,	C. Y. Osburn,
Brockway,	Harris,	J. M. Osborn,
Brown,	Hart,	Pearl,
Cameron,	H. Haynes,	Pattengell,
Chamberlain,	J. Haynes,	Phillips,
Cherry,	Haywood,	Pierson,
Childs,	Hazen,	Post,
Clement,	N. R. Hill,	Priest,
Climie,	S. W. Hill,	Riford,
Cochrane,	Holland,	Rood,
Congdon,	Houseman,	Roost,
Copley,	Huff,	Ross,
Coulter,	Hughes,	Runyan,
Crane,	Hurlbut,	Smith,
Crofoot,	Huston,	Sumner,
Dalton,	Kellogg,	Swineford,
Doty,	Knapp,	Thayer,
Edwards,	Lamb,	Tobey,
Fenton,	Landon,	Van Scoy,
Ferry,	Little,	Walker,
Frost,	E. R. Miller,	Walton,
Garfield,	N. L. Miller,	Webster,
Garrison,	R. C. Miller,	Williams,
Gillam,	Millington,	Speaker,

90

NAYS.

0

Title agreed to.

By the committee on immigration :

The committee on immigration, to whom was referred

A bill to authorize the board of supervisors of Alpena county to levy a tax to encourage immigration to said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

E. L. GRAY, *Chairman.*

Report accepted and committee discharged.

Mr. Walton moved that the bill be laid on the table;

Which motion was withdrawn.

On motion of Mr. J. Haynes,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER,
Lansing, January 23, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bills :

1. Senate bill No. 20, entitled

A bill to confirm the record of letters of attorney in certain cases;

2. Senate bill No. 22, entitled

A bill to amend section ten, of chapter one hundred and thirteen, of the compiled laws of 1857, entitled, "Of the circuit courts," approved April 8th, 1851, being section 3420 of the compiled laws,

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The bills were read a first and second time by their titles, and referred to the committee on judiciary.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, January 24, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 28, entitled

A bill to repeal section twenty, of chapter one hundred and forty, of the revised statutes of 1846, being section five thousand three hundred and eighty, of the compiled laws,

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,
Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, January 23, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following joint resolution:

House manuscript joint resolution, entitled

Joint resolution authorizing the Governor to sell all ordnance or ordnance stores belonging to the State, for the best price he can obtain, the moneys so received to be placed to the credit of the military fund,

And to inform the House that the Senate has amended the same by adding thereto the following proviso:

“ Provided, That this resolution shall not authorize the sale

of the cannon now at Coldwater City, belonging formerly to Co. "A," (Loomis Battery) First Regiment Michigan Light Artillery;,"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

Mr. C. Y. Osburn moved that the House concur in the amendments made to the joint resolution by the Senate ;

Which motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Adam,	Mr. C. B. Grant,	Mr. Millington,
Adams,	Gorman,	P. Mitchell,
Adsit,	Gray,	W.H.C. Mitchell,
Andrews,	Green,	Montgomery,
Barnaby,	Greusel,	Moshier,
Bates,	Haack,	Norris,
Boyce,	Harris,	C. Y. Osburn,
Brockway,	H. Haynes,	J. M. Osborn,
Brown,	J. Haynes,	Pattengell,
Cameron,	Haywood,	Phillips,
Chamberlain,	Hazen,	Pierson,
Childs,	N. R. Hill,	Post,
Clement,	S. W. Hill,	Priest,
Climie,	Holland,	Riford,
Cochrane,	Houseman,	Rood,
Congdon,	Huff,	Roost,
Copley,	Hughes,	Smith,
Coulter,	Hurlbut,	Sumner,
Crane,	Huston,	Swineford,
Crofoot,	Kellogg,	Thayer,
Dalton,	Knapp,	Tobey,
Doty,	Lamb,	Van Scoy,
Edwards,	Landon,	Walker,
Fenton,	Little,	Walton,
Ferry,	E. R. Miller,	Webster,
Frost,	N. L. Miller,	Williams,
Garfield,	R. C. Miller,	Speaker,
Gillam,		

NAYS.

Mr. Cherry,
Garrison,
R. J. Grant,

Mr. Minne,
Pearl,

Mr. Ross,
Runyan,

7

The joint resolution was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, January 24, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bills:

1. House bill No. 16, entitled

A bill to organize the county of Kalkaska, and attach thereto the unorganized county of Crawford;

2. House bill No. 22, entitled

A bill to extend the time of the collection of certain ditch taxes, extended and spread upon the tax-roll of the township of Novi, in the county of Oakland, and for the relief of the persons who have paid the highway ditch tax in said township, and to legalize the acts of the drainage commissioners of said county in the matter of ditches surveyed and laid out in said township, and the tax-roll of said township as to said ditch taxes spread thereon,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, January 23, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House bill No. 9, entitled

A bill to amend section eighteen of "An act to authorize the business of banking," approved February 16, 1857,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

NOTICES.

Mr. C. Y. Osburn gave notice that on some future day he would ask leave to introduce

A bill to amend section 3, of chapter 25, of the revised statutes of 1846, being section 1069 of the compiled laws relating to highways.

Mr. Huston gave notice that on some future day he would ask leave to introduce

A bill establishing a road from Wahjemega, in Tuscola county, to Sebewaing, in Huron county, and making an appropriation of non-resident highway taxes for the construction of the same.

Mr. Adams gave notice that on some future day he would ask leave to introduce

A bill to amend sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 16, 24, 26, 27, 29, 30, 36, 37, 39, 43, 45, 50, 56, 57, and 60, of an act entitled "An act to revise the charter of the city of Flint," approved March 20, 1867, and to extend the limits of said city.

Mr. Swineford gave notice that on some future day he would ask leave to introduce

Joint resolution asking Congress for a grant of lands to aid in the construction of a railroad from the Straits of Mackinac *via* Marquette and the head of Keweenaw bay, to the Montreal river.

Mr. W. H. C. Mitchell gave notice that on some future day he would ask leave to introduce

A bill to organize the township of Clam Union, in the unorganized county of Missaukee;

Also,

A bill to organize the township of Riverside, in the unorganized county of Missaukee.

Mr. Montgomery gave notice that on some future day he would ask leave to introduce

A bill to repeal act No. 112 of the session laws of 1848, being an act entitled "An act to authorize Peter M. Kinde to build a dam across Grand river," approved March 25th, 1848.

INTRODUCTION OF BILLS.

Mr. W. H. C. Mitchell, previous notice having been given and leave being granted, introduced

A bill to provide for the construction of a bridge across the Aux Bec Scies Lake, in Benzie county, at the point where the Manistee and Leland State road crosses said lake, and making an appropriation of swamp land to construct said bridge.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. J. Haynes, previous notice having been given and leave being granted, introduced

A bill to amend section one, act No. 467, of the laws of 1869, entitled "An act to provide for the drainage and reclamation of swamp lands, by means of a State road and ditches from Tawas Bay in Iosco county to the west line of said county, to the intersection of the Midland and Traverse Bay State road."

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Swineford, previous notice having been given and leave being granted, introduced

A bill to lay out and establish a State road in the counties of Schoolcraft and Marquette, to be known as the "Sault Ste. Marie and Grand Island State road extension;" and to provide for the construction of the same.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Bates, previous notice having been given and leave being granted, introduced

A bill to organize the county of Clare and to locate the county seat thereof.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Houseman, previous notice having been given and leave being granted, introduced

A bill to amend sections 10 and 11, and to repeal section 12, of chapter 166, of the compiled laws, being chapter 141, of the revised statutes of 1846, entitled "Of the punishment of fraudulent debtors."

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Dalton, previous notice having been given, and leave being granted, introduced

A bill to amend section 5645 of the compiled laws, being section 10, of chapter 175, relative to the fees of witnesses.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Houseman, unanimous consent being given, introduced

A bill to authorize the trustees of the Bridge Street Methodist Episcopal church of Grand Rapids, Kent county, to sell and convey certain real estate.

The bill was read a first and second time by its title, and referred to the committee on religious and benevolent societies.

Mr. Andrews, unanimous consent being given, introduced

A bill to authorize "The Oakland county Agricultural Society" to issue bonds and to mortgage its real and personal estate to secure the same.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Adsit, previous notice having been given and leave being granted, introduced

A bill to change the name of the Spring Lake Salt Company, of Spring Lake, in the county of Ottawa, to that of the "Magnetic Mineral Spring Company," of Spring Lake, Michigan.

The bill was read a first and second time by its title, and referred to the committee on salines.

Mr. Gillam, previous notice having been given, and leave being granted, introduced

A bill to amend sections 4773, 4774, 4775, and 4776 of the compiled laws, relating to proceedings against debtors by attachment.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. S. W. Hill, previous notice having been given and leave being granted, introduced

Joint resolution, asking Congress for an appropriation to aid in deepening and completing the channel between the waters of Lake Superior and the harbor of Eagle Harbor, in the State of Michigan.

The joint resolution was read a first and second time by its title, and referred to the committee on harbors.

Mr. Lamb, previous notice having been given and leave being granted, introduced

A bill to lay out and establish a State road from Beechville,

in the county of Lapeer, to the town of Marathon in said county, and making an appropriation of swamp land therefor.

The bill was read a first and second time by its title, and referred to the committee on public lands.

THIRD READING OF BILLS.

House bill No. 32, entitled

A bill to amend section 1, of an act entitled "An act to provide for the payment of certain drainage orders outstanding in the county of Oakland," approved April 3, 1869,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. R. J. Grant,	Mr. Minne,
Adams,	Gray,	P. Mitchell,
Adsit,	Green,	Moshier,
Andrews,	Greusel,	Norris,
Barnaby,	Haack,	C. Y. Osburn,
Bates,	Harris,	J. M. Osborn,
Boyce,	H. Haynes,	Pearl,
Brown,	J. Haynes,	Pattengell,
Cameron,	Haywood,	Pierson,
Cherry,	Hazen,	Post,
Childs,	N. R. Hill,	Priest,
Clement,	S. W. Hill,	Riford,
Climie,	Holland,	Rood,
Cochrane,	Houseman,	Ross,
Coulter,	Huff,	Runyan,
Crane,	Hughes,	Smith,
Crofoot,	Huston,	Sumner,
Dalton,	Kellogg,	Swineford,
Doty,	Knapp,	Thayer,
Edwards,	Lamb,	Tobey,
Fenton,	Landon,	Walker,
Frost,	E. R. Miller,	Walton,
Garrison,	R. C. Miller,	Webster,
Gillam,	Millington,	Speaker,
C. B. Grant,		

73

NAYS.

Mr. Brockway,	Mr. Garfield,	Mr. Phillips,
Chamberlain,	Gorman,	Roost,
Congdon,	Little,	Van Scoy,
Copley,	N. L. Miller,	Williams,

12

Title agreed to.

On motion of Mr. Pattengell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 34, entitled

A bill to amend sections 1 and 6, of act number 406, of the session laws of 1869, approved April 2d, 1869, being an act appropriating certain non-resident highway taxes to aid in constructing a ditch or drain from a point on Elk creek, in the county of Sanilac, to a point on the Lexington and Lapeer State road, in Sanilac county,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. C. B. Grant,	Mr. R. C. Miller,
Adams,	R. J. Grant,	Millington,
Adsit,	Gorman,	Minne,
Barnaby,	Gray,	P. Mitchell,
Bates,	Green,	Moshier,
Boyce,	Greusel,	Norris,
Brockway,	Haack,	C. Y. Osburn,
Brown,	Harris,	Pearl,
Cameron,	H. Haynes,	Pattengell,
Chamberlain,	J. Haynes,	Phillips,
Childs,	Haywood,	Pierson,
Clement,	Hazen,	Post,
Climie,	N. R. Hill,	Priest,
Cochrane,	S. W. Hill,	Riford,
Congdon,	Holland,	Roost,
Copley,	Houseman,	Ross,
Coulter,	Huff,	Runyan,
Crane,	Hughes,	Smith,
Crofoot,	Huston,	Sumner,
Dalton,	Kellogg,	Swineford,
Doty,	Knapp,	Thayer,
Edwards,	Lamb,	Tobey,
Fenton,	Landon,	Van Scoy,
Frost,	Little,	Walker,
Garfield,	E. R. Miller,	Walton,
Garrison,	N. L. Miller,	Speaker,
Gillam,		

NAYS.

Mr. Cherry,

Mr. Williams,

2

Title agreed to.

On motion of Mr. Thayer,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 35, entitled

A bill to amend act No. 267 of the session laws of A. D. 1869, being an act entitled "An act to amend act No. 397 of the session laws of A. D. 1867, entitled 'An act to amend act No. 301, of the session laws of 1865,' being an act entitled 'An act to regulate the tolls on plank roads in Bay, Clinton, Gratiot, and Saginaw counties,'"

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,

Mr. Gillam,

Mr. R. C. Miller,

Adams,

C. B. Grant,

Millington,

Adsit,

R. J. Grant,

P. Mitchell,

Barnaby,

Gray,

Moshier,

Bates,

Green,

Norris,

Brockway,

Haack,

C. Y. Osburn,

Brown,

Harris,

Pearl,

Cameron,

H. Haynes,

Pattengell,

Chamberlain,

J. Haynes,

Phillips,

Cherry,

Haywood,

Pierson,

Childs,

Hazen,

Post,

Clement,

N. R. Hill,

Priest,

Climie,

S. W. Hill,

Riford,

Cochrane,

Holland,

Rood,

Congdon,

Houseman.

Roost,

Copley,

Huff,

Runyan,

Coulter,

Hughes,

Smith,

Crane,

Huston,

Sumner,

Crofoot,

Kellogg,

Swineford,

Dalton,

Knapp,

Thayer,

Doty,

Lamb,

Tobey,

Fenton,

Landon,

Van Scoy,

Ferry,

Little,

Walton,

Garfield,

E. R. Miller,

Williams,

Garrison,

N. L. Miller,

Speaker,

75

NAYS.

Mr. Boyce,
Frost,

Mr. Gorman,
Greusel,

Mr. Minne,
Ross,

6

Title agreed to.

Mr. Holland moved that the bill be ordered to take immediate effect;

Which motion did not prevail.

House bill No. 36, entitled

A bill to provide for the pleadings and notice in actions on bills of exchange and promissory notes.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Adams moved to amend the bill by striking out the word "shall" in the second line of section 2, and inserting the words "may in the discretion of the court," in lieu thereof.

Mr. Post moved to amend the amendment by adding also at the end of section 2, the words "unless the court allow the defendant to amend;"

Which motion was withdrawn.

Mr. Adams' amendment was agreed to.

Mr. C. B. Grant moved to amend by striking out, in the fifth line, all after the word "action," and the whole of the sixth line;

Which motion did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,

Adams,

Adsit,

Barnaby,

Bates,

Boyce,

Brockway,

Brown,

Cameron,

Chamberlain,

Cherry,

Mr. Gray,

Green,

Greusel,

Haack,

Harris,

H. Haynes,

J. Haynes,

Haywood,

Hazen,

N. R. Hill,

S. W. Hill,

Mr. P. Mitchell,

Moshier,

Norris,

C. Y. Osburn,

Pearl,

Pattengell,

Phillips,

Pierson,

Priest,

Riford,

Rood,

Mr. Clement, Climie, Cochrane, Copley, Coulter, Crane, Dalton, Doty, Garfield, Garrison, C. B. Grant, R. J. Grant, Gorman,	Mr. Holland, Houseman, Huff, Hughes, Huston, Kellogg, Knapp, Landon, Little, E. R. Miller, R. C. Miller, Millington, Minne,	Mr. Roost, Ross, Runyan, Smith, Sumner, Thayer, Tobey, Van Scoy, Walton, Webster, Williams, Speaker,
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71

NAYS.

Mr. Childs, Congdon, Crofoot, Fenton,	Mr. Frost, Gillam, Lamb,	Mr. N. L. Miller, Post, Swineford,
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10

Title agreed to.

House bill No. 37, entitled

A bill to legalize the first charter election held in the village of Plainwell, on the 29th day of March, A. D. 1869, also the acts of the village board, assessor, and marshal of said village of Plainwell, for the years 1870 and 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam, Adams, Adsit, Barnaby, Bates, Boyce, Brown, Cameron, Chamberlain, Cherry, Childs, Clement, Climie, Cochrane, Congdon,	Mr. C. B. Grant, R. J. Grant, Gorman, Gray, Green, Greusel, Haack, Harris, H. Haynes, J. Haynes, Haywood, Hazen, N. R. Hill, S. W. Hill, Holland,	Mr. Millington, Minne, P. Mitchell, Moshier, Norris, C. Y. Osburn, Pearl, Pattengell, Phillips, Pierson, Post, Priest, Riford, Rood, Roost,
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Mr. Copley,	Mr. Houseman,	Mr. Ross,	
Coulter,	Huff,	Runyan,	
Crane,	Hughes,	Smith,	
Crofoot,	Huston,	Sumner,	
Dalton,	Kellogg,	Swineford,	
Doty,	Knapp,	Thayer,	
Fenton,	Lamb,	Tobey,	
Ferry,	Landon,	Van Scoy,	
Frost,	Little,	Walton,	
Garfield,	E. R. Miller,	Webster,	
Garrison,	N. L. Miller,	Williams,	
Gillam,	R. C. Miller,	Speaker.	81

NAYS.

Mr. Brockway,	1
Title agreed to.	

On motion of Mr. Garrison,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 39, entitled

A bill to amend section 3866 of the compiled laws, in regard to sureties in appeal bonds.

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Huston moved to amend the bill by substituting the following for section 1:

"SECTION 1. *The People of the State of Michigan enact,* That section 214, of an act entitled "An act to amend chapter 23, of the revised statutes of 1846, entitled 'Of courts of justices of the peace,' approved February 13th, 1855, being section 3866, of chapter 117, of the compiled laws, be so amended as to read as follows:"'

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. C. B. Grant,	Mr. Minne,
Adams,	R. J. Grant,	P. Mitchell,
Adsit,	Gorman,	Moshier,
Barnaby,	Gray,	Norris,

Mr. Bates,	Mr. Green,	Mr. C. Y. Osburn,
Boyce,	Greusel,	Pearl,
Brockway,	Haack,	Pattengell,
Brown,	Harris,	Phillips,
Cameron,	H. Haynes,	Pierson,
Chamberlain,	J. Haynes,	Post,
Cherry,	Haywood,	Priest,
Childs,	Hazen,	Riford,
Clement,	N. R. Hill,	Rood,
Climie,	S. W. Hill,	Roost,
Cochrane,	Holland,	Ross,
Congdon,	Houseman,	Runyan,
Copley,	Huff,	Smith,
Coulter,	Hughes,	Sumner,
Crane,	Huston,	Swineford,
Crofoot,	Kellogg,	Thayer,
Dalton,	Knapp,	Tobey,
Doty,	Lamb,	Van Scoy,
Ferry,	Landon,	Walton,
Frost,	Little,	Webster,
Garfield,	E. R. Miller,	Williams,
Garrison,	R. C. Miller,	Speaker.
Gillam,	Millington,	

80

NAYS.

N. L. Miller,

1

The question being on agreeing to the title,

Mr. Huston offered the following substitute therefor:

A bill to amend section 214 of an act entitled "An act to amend chapter 93 of the revised statutes of eighteen hundred and fifty-six, entitled 'Of courts of justices of the peace,'" approved February 13th, 1855, being section 3866, of chapter 117, of the compiled laws;

Which was agreed to.

The title, as amended, was then agreed to.

Senate bill No. 10, entitled

A bill to authorize justices of the peace in any of the townships, Pokagon, Silvercreek, Wayne and Lagrange, in the county of Cass, and residing within the corporate limits of Dowagiac, to hold their courts, criminal and civil, at any place within the limits of said corporation,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Cochrane moved to strike out all after the enacting clause;

Which motion did not prevail.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays as follows:

YEAS.

Mr. Adams,	Mr. Coulter,	Mr. Holland,
Adsit,	Doty,	Houseman,
Barnaby,	Ferry,	Hurlbut,
Bates,	Garfield,	P. Mitchell,
Brown,	Garrison,	W.H.C. Mitchell,
Cameron,	Gillam,	C. Y. Osburn,
Chamberlain,	Gray,	Phillips,
Childs,	Green,	Riford,
Congdon,	Harris,	Smith,
Copley,	H. Haynes,	Swineford, 30

NAYS.

Mr. Adam,	Mr. Hazen,	Mr. Pearl,
Brockway,	N. R. Hill,	Pattengell,
Cherry,	S. W. Hill,	Pierson,
Clement,	Huff,	Post,
Climie,	Hughes,	Priest,
Cochrane,	Huston,	Rood,
Crane,	Kellogg,	Roost,
Crofoot,	Knapp,	Ross,
Dalton,	Lamb,	Runyan,
Fenton,	Landon,	Sumner,
Frost,	Little,	Thayer,
C. B. Grant,	E. R. Miller,	Tobey,
R. J. Grant,	N. L. Miller,	Van Scoy,
Gorman,	R. C. Miller,	Walton,
Greusel,	Millington,	Webster,
Haack,	Minne,	Williams,
J. Haynes,	Moshier,	Speaker. 53
Haywood,	Norris,	

Mr. Huston moved to reconsider the vote by which the bill was not passed;

Which motion prevailed.

On motion of Mr. Huston,

The bill was re-committed to the committee on judiciary.

House bill No. 40, entitled

A bill to amend section 3617 of the compiled laws, in regard to taking depositions to be used in probate courts, and by commissioners appointed by such courts,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Huston moved to amend the bill by substituting the following for section one:

"SECTION 1. *The People of the State of Michigan enact,* That section eleven, of chapter ninety-one, of the revised statutes of 1846, being section 3617 of the compiled laws, be amended so as to read as follows:"

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. C. B. Grant,	Mr. Millington,
Adams,	R. J. Grant,	Minne,
Adsit,	Gorman,	P. Mitchell,
Barnaby,	Gray,	W.H.C. Mitchell,
Bates,	Green,	Moshier,
Boyce,	Greusel,	Norris,
Brockway,	Haack,	C. Y. Osburn,
Brown,	Harris,	Pearl,
Cameron,	H. Haynes,	Pattengell,
Chamberlain,	J. Haynes,	Phillips,
Cherry,	Haywood,	Pierson,
Childs,	Hazen,	Post,
Clement,	N. R. Hill,	Priest,
Climie,	S. W. Hill,	Riford,
Cochrane,	Holland,	Rood,
Congdon,	Houseman,	Roost,
Copley,	Huff,	Ross,
Coulter,	Hughes,	Runyan,
Crane,	Hurlbut,	Smith,
Crofoot,	Huston,	Sumner,
Dalton,	Kellogg,	Swineford,
Doty,	Knapp,	Thayer,

Mr. Fenton,	Mr. Lamb,	Mr. Tobey,	
Ferry,	Landon,	Van Scoy,	
Frost,	Little,	Walton,	
Garfield,	E. R. Miller,	Webster,	
Garrison,	N. L. Miller,	Williams,	
Gillam,	R. C. Miller,	Speaker.	84

NAYS.

0

The question being on agreeing to the title,

Mr. Huston moved to substitute the following therefor:

"A bill to amend section 11, of chapter 91, of the revised statutes of 1846, being section 3617, of chapter 116 of the compiled laws, entitled 'Of the probate courts;'"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Cameron,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

The Speaker announced the following communication:

HOUSE OF REPRESENTATIVES, }
Lansing, January 24th, 1871. }

To the Speaker of the House of Representatives:

SIR—I have this day appointed Lewis M. Miller, of Macomb, Assistant Engrossing and Enrolling Clerk, pursuant to a resolution of the House.

HENRY N. LAWRENCE,

Engrossing and Enrolling Clerk.

Mr. Miller appeared, took the oath of office and entered on his duties.

Messrs. Samuel F. Cook, and John C. Howland, heretofore appointed Assistant Clerks, also appeared and took the oath of office.

The House resumed business under the order of

THIRD READING OF BILLS.

Senate bill No. 3, entitled

A bill to provide for the collection, compilation and reprinting of the general laws of this State,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Millington moved to amend by inserting in the second line of the third section, before the word "volumes," the words "or more."

Mr. Brockway moved to amend the amendment by striking out the word "more," and inserting the word "three" in lieu thereof;

Which amendment was accepted.

The motion to amend did not prevail.

Mr. Swineford moved to amend by inserting the word "electrotyped" before the word "reprinted," in the first line of the third section;

Which motion did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gillam,	Mr. Minne,
Adams,	O. B. Grant,	P. Mitchell,
Adsit,	R. J. Grant,	W.H.O. Mitchell,
Andrews,	Gorman,	Montgomery,
Barnaby	Gray,	Moshier,
Bates,	Green,	Norris,
Boyce,	Greusel,	O. Y. Osburn,
Brockway,	Haack,	J. M. Osborn,
Brown,	Harris,	Pearl,
Cameron,	J. Haynes,	Pattengell,
Chamberlain,	Haywood,	Phillips,
Cherry,	Hazen,	Pierson,
Childs,	N. B. Hill,	Post,
Clement,	S. W. Hill,	Priest,
Climie,	Holland,	Riford,
Cochrane,	Houseman,	Rood,

Mr. Congdon,	Mr. Hoyt,	Mr. Roost,	
Copley,	Huff,	Ross,	
Coulter,	Hughes,	Runyan,	
Crane,	Huston,	Smith,	
Crofoot,	Kellogg,	Sumner,	
Dalton,	Knapp,	Swineford,	
Doty,	Lamb,	Thayer,	
Edwards,	Landon,	Tobey,	
Fenton,	Little,	Van Scoy,	
Ferry,	McGonegal,	Walker,	
Frost,	E. R. Miller,	Walton,	
Garfield,	N. L. Miller,	Webster,	
Garrison,	R. C. Miller,	Williams,	
Gibson,	Millington,	Speaker,	90
	NAYS.		0

Title agreed to.

On motion of Mr. Pattengell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 42, entitled

A bill to provide for the levying and collecting a school tax, in fractional school district number one, in the townships of Barry and Prairieville, in the county of Barry,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adam,	Mr. R. J. Grant,	Mr. P. Mitchell,
Adams,	Gorman,	W.H.C. Mitchell,
Adsit,	Gray,	Montgomery,
Andrews,	Green,	Moshier,
Bates,	Greusel,	Norris,
Boyce,	Haack,	C. Y. Osburn,
Brockway,	Harris,	J. M. Osborn,
Brown,	J. Haynes,	Pearl,
Cameron,	Haywood,	Pattengell,
Chamberlain,	Hazen,	Phillips,
Cherry,	N. R. Hill,	Pierson,
Childs,	S. W. Hill,	Post,
Climie,	Holland,	Priest,
Cochrane,	Houseman,	Riford,
Congdon,	Hoyt,	Rood,
Copley,	Huff,	Roost,

Mr. Coulter,	Mr. Hughes,	Mr. Ross,	
Crane,	Huston,	Runyan,	
Crofoot,	Kellogg,	Smith,	
Dalton,	Knapp,	Sumner,	
Doty,	Lamb,	Swineford,	
Fenton,	Landon,	Thayer,	
Ferry,	Little,	Tobey,	
Frost,	McGonegal,	Van Scoy,	
Garfield,	E. R. Miller,	Walker,	
Garrison,	N. L. Miller,	Walton,	
Gibson,	R. C. Miller,	Webster,	
Gillam,	Millington,	Williams,	
C. B. Grant,	Minne,	Speaker.	87
	NAYS.		0

Title agreed to.

On motion of Mr. J. Haynes,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 44, entitled

A bill to amend section 5, of chapter 23, of the revised statutes of 1846, being section 1017 of the compiled laws,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gray,	Mr. P. Mitchell,
Adams,	Green,	W.H.C. Mitchell,
Adsit,	Haack,	Montgomery,
Andrews,	Harris,	Moshier,
Barnaby,	J. Haynes,	Norris,
Brown,	Haywood,	C. Y. Osburn,
Cameron,	Hazen,	J. M. Osborn,
Chamberlain,	N. R. Hill,	Pearl,
Cherry,	S. W. Hill,	Pattengell,
Childs,	Holland,	Pierson,
Clement,	Houseman,	Post,
Climie,	Hoyt,	Priest,
Cochrane,	Huff,	Riford,
Copley,	Hughes,	Rood,
Crane,	Huston,	Roost,
Crofoot,	Kellogg,	Runyan,
Dalton,	Knapp,	Smith,
Doty,	Lamb,	Sumner,

Mr. Fenton, Ferry, Frost, Garrison, Gibson, C. B. Grant, R. J. Grant,	Mr. Landon, Little, McGonegal, E. R. Miller, N. L. Miller, R. C. Miller, Millington,	Mr. Thayer, Tobey, Van Scoy, Walker, Walton, Williams, Speaker,
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75

NAYS.

Mr. Bates, Boyce, Brockway, Coulter, Garfield,	Mr. Gillam, Gorman, Greusel, Minne,	Mr. Phillips, Ross, Swineford, Webster,
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13

The question being on agreeing to the title,

Mr. J. Haynes moved to amend the title so as to read as follows:

"A bill to amend section 5, of chapter 23, of the revised statutes of 1846, being section 1017, of chapter 20, of the compiled laws, entitled 'Of persons liable to work on highways, and making assessments therefor;'"

Which motion prevailed.

The title as amended was then agreed to.

House bill No. 46, entitled

A bill to amend section 2, of act No. 399, of the session laws of 1867, entitled "An act to provide for laying out and establishing a State road from Clio, in Genesee county, to Chesaning, in Saginaw county, and to appropriate certain non-resident highway taxes to aid in the construction of the same,"

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam, Adams, Adsit, Andrews, Barnaby, Bates, Boyce, Brockway,	Mr. C. B. Grant, Gorman, Gray, Green, Greusel, Haack, Harris, J. Haynes,	Mr. Millington, Minne, P. Mitchell, W.H.C. Mitchell, Norris, C. Y. Osburn, Pearl, Pattengell,
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Mr. Brown,	Mr. Haywood,	Mr. Phillips,	
Cameron,	Hazen,	Pierson,	
Childs,	N. R. Hill,	Post,	
Clement,	S. W. Hill,	Priest,	
Climie,	Holland,	Riford,	
Cochrane,	Houseman,	Rood,	
Congdon,	Hoyt,	Roost,	
Copley,	Huff,	Ross,	
Coulter,	Hughes,	Runyan,	
Crane,	Huston,	Smith,	
Crofoot,	Kellogg,	Sumner,	
Dalton,	Knapp,	Swineford,	
Doty,	Lamb,	Thayer,	
Fenton,	Landon,	Tobey,	
Frost,	Little,	Van Scoy,	
Garfield,	McGonegal,	Walton,	
Garrison,	E. R. Miller,	Webster,	
Gibson,	N. L. Miller,	Speaker,	
Gillam,	R. C. Miller,		80

NAYS.

Mr. Chamberlain,	Mr. Ferry,	Mr. Walker,	
Cherry,	R. J. Grant,	Williams,	6

Title agreed to.

On motion of Mr. Adams,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 45, entitled

A bill to prevent hounding of deer,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gibson,	Mr. Millington,
Adams,	Gillam,	W.H.C. Mitchell,
Adsit,	C. B. Grant,	Norris,
Andrews,	R. J. Grant,	C. Y. Osburn,
Barnaby,	Gorman,	J. M. Osborn,
Boyce,	Green,	Pearl,
Brockway,	Greusel,	Pattengell,
Brown,	Haack,	Phillips,
Cameron,	Harris,	Pierson,
Camberlain,	J. Haynes,	Post,
Cherry,	Hazen,	Priest,

Mr. Childs,
Clement,
Climie,
Cochrane,
Copley,
Coulter,
Crane,
Crofoot,
Dalton,
Doty,
Ferry,
Frost,
Garfield,

Mr. N. R. Hill,
S. W. Hill,
Houseman,
Huff,
Hughes,
Huston,
Knapp,
Landon,
McGonegal,
E. R. Miller,
N. L. Miller,
R. C. Miller,

Mr. Riford,
Rood,
Roost,
Runyan,
Smith,
Sumner,
Thayer,
Tobey,
Walker,
Walton,
Williams,
Speaker.

70

NAYS.

Mr. Bates,
Congdon,
Fenton,
Gray,
Haywood,
Holland,

Mr. Hoyt,
Kellogg,
Lamb,
Little,
Minne,
P. Mitchell,

Mr. Montgomery,
Moshier,
Ross,
Swineford,
Van Scoy,
Webster, 18

Title agreed to.

House bill No. 47, entitled

A bill to organize the township of Forsyth, in the county of Marquette,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,
Adams,
Adsit,
Barnaby,
Bates,
Boyce,
Brockway,
Brown,
Cameron,
Chamberlain,
Cherry,
Childs,
Clement,
Climie,
Cochrane,
Congdon,

Mr. C. B. Grant,
R. J. Grant,
Gorman,
Gray,
Green,
Greusel,
Haack,
Harris,
J. Haynes,
Haywood,
Hazen,
N. R. Hill,
S. W. Hill,
Holland,
Houseman,
Hoyt,

Mr. Millington,
Minne,
P. Mitchell,
W.H.C. Mitchell,
Moshier,
Norris,
C. Y. Osburn,
Pearl,
Pattengell,
Phillips,
Pierson,
Post,
Priest,
Rood,
Roost,
Ross,

Mr. Copley,	Mr. Huff,	Mr. Runyan,	
Coulter,	Hughes,	Smith,	
Crane,	Huston,	Sumner,	
Crofoot,	Kellogg,	Swineford,	
Dalton,	Knapp,	Thayer,	
Doty,	Lamb,	Tobey,	
Ferry,	Landon,	Van Scoy,	
Frost,	Little,	Walker,	
Garfield,	McGonegal,	Walton,	
Garrison,	E. R. Miller,	Webster,	
Gibson,	N. L. Miller,	Williams,	
Gillam,	R. C. Miller,	Speaker,	84
	NAYS.		0

Title agreed to.

On motion of Mr. Post,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Adam moved to reconsider the vote by which the bill was passed ;

Which motion was withdrawn.

MOTIONS AND RESOLUTIONS.

Mr. C. B. Grant offered the following :

Resolved, That L. D. Dibble, Esq., President of the Peninsular Railroad, be tendered the use of the hall of the House of Representatives for Tuesday evening, January 24th, for the purpose of addressing members of the Legislature, and others, on certain railroad matters.

Mr. Huston moved to amend by striking out the words "on certain railroad matters" and inserting "on narrow guage railroads ;"

Which amendment was accepted.

Mr. J. Haynes offered the following as a substitute for the resolution :

Resolved, That the hall of the House of Representatives be tendered to Mr. L. D. Dibble, for the evening of January 24th, for the purpose of a public address.

The substitute was adopted.

The resolution, as amended by the substitute, was adopted.

Mr. Adams offered the following:

Resolved, That the Speaker be authorized to appoint one additional messenger boy for the floor of this House;

On motion of Mr. Climie,

The resolution was laid on the table.

Mr. Swineford moved to reconsider the vote by which the House passed House bill No. 47, entitled

A bill to organize the township of Forsyth, in the county of Marquette;

Which motion prevailed.

On motion of Mr. Swineford,

The bill was recommitted to the committee on towns and counties.

Mr. Thayer offered the following:

Resolved, That one thousand copies of the report of the progress of the State geological survey be printed for the use of the members and officers of this House;

Which was not adopted.

Mr. Brockway offered the following:

Resolved, That the Clerk be and he hereby is excused from calling a second time the names of members, in announcing the result of the vote on the final passage of bills;

Which was not adopted.

Mr. Haack moved to reconsider the vote by which the House passed House bill No. 35, entitled

A bill to amend act number two hundred and sixty-seven of the session laws of A. D. 1869, being an act entitled "An act to amend act No. 397, of the session laws of A. D. 1867, entitled 'An act to amend act No. 301, of the session laws of 1865, being an act entitled an act to regulate the tolls on plank roads in Bay, Clinton, Gratiot, and Saginaw counties;'"

Which motion did not prevail.

GENERAL ORDER.

On motion of Mr. Brockway,

The House went into committee of the whole, on the general order,

Mr. J. Haynes in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 41, entitled

A bill to amend an act entitled "An act to amend an act to provide for the registration of births, marriages and deaths, being act No. one hundred and ninety-four, of the session laws of eighteen hundred and sixty-seven, and to add a new section thereto, approved March twenty-seventh, eighteen hundred and sixty-seven, being act number one hundred and twenty-five, of the session laws of eighteen hundred and sixty-nine, approved April third, eighteen hundred and sixty-nine;"

2. House bill No. 48, entitled

A bill to amend section 11, of act number 156, of the laws of 1851, approved April 8th, 1851, being section 11, of chapter 10, of the compiled laws, entitled "An act to define the powers and duties of the boards of supervisors of the several counties, and to confer upon them certain administrative and legislative powers,"

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

J. HAYNES, Chairman.

On motion of Mr. Landon,

The House concurred in the recommendations of the committee, in striking out all after the enacting clause of the several bills.

On motion of Mr. Garrison,

The enacting clauses were laid on the table.

MESSAGE FROM THE GOVERNOR.

The Speaker, by unanimous consent, announced the following:

EXECUTIVE OFFICE,
Lansing, January 24, 1871. }

To the House of Representatives :

I have this day approved, signed, and deposited in the office of the Secretary of State;

An act to amend section 79, of chapter 93, of the revised statutes of 1846, entitled 'Of courts held by justices of the peace,' as amended by act approved February 13, 1855, being section 3731 of the compiled laws;

Also,

An act to provide for the payment of the officers and members of the Legislature, for the year 1871;

Also,

Joint resolution requesting and urging our Senators and Representatives in Congress, to repair and improve the harbor and ship canal at Monroe, in the county of Monroe, State of Michigan;

Also,

Joint resolution to modify and confirm the action of the railroad board of control, in relation to the forfeited lands of the Marquette and Ontonagon railroad company, and to confer said lands on the Houghton and Ontonagon railroad company.

HENRY P. BALDWIN.

The message was laid on the table.

On motion of Mr. Coulter,

The House adjourned.

Lansing, Wednesday, January 25, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Bryant.

Roll called: quorum present.

PRESENTATION OF PETITIONS.

By Mr. Atwood: Petition of Thos. Horton, J. A. Leasia, and 50 others, citizens of Williamston, Ingham county, asking for the incorporation of Williamston village;

Referred to the committee on banks and incorporations.

By Mr. Brockway: Remonstrance of Champion Eslow and 90 others, citizens of Albion, against legalizing the ditch tax in the township of Albion;

Also, remonstrance of F. W. Erhardt and four others, of Albion, for the same purpose;

Referred to the committee on drainage.

By Mr. Van Scoy: Preamble and resolution of the board of supervisors of the county of Clinton, asking for the repeal of the law creating the office of county superintendent of schools;

Referred to the committee on education.

By Mr. Van Scoy: Memorial of the board of supervisors of Clinton county, asking that provision be made for the more effectual care and increase of accommodations for the insane of this State;

Referred to the committee on Insane Asylum.

By Mr. Post: Petition of Hon. Thomas Ninde, Hon. Chas. Shier, B. Emerick, John Starkweather, and 90 others, citizens of Ypsilanti, Washtenaw county, asking for the repeal of the law creating the office of county superintendent of schools;

Referred to the committee on education.

By Mr. Hazen: Memorial of the board of supervisors of St. Clair county, praying for a repeal of the drain law authorizing county drain commissioners;

Referred to the committee on drainage.

By Mr. Hazen: Memorial of the board of supervisors of St. Clair county, requesting the members of the Legislature for said county to use their influence to procure an appropriation of State swamp land for ditching and draining purposes in said county;

Referred to the committee on public lands.

By Mr. R. C. Miller: Petition of the board of trustees of the village of Greenville, Montcalm county, asking for the re-incorporation of said village;

Referred to the committee on banks and incorporations.

By Mr. Bates: Memorial of the board of supervisors of Bay county, asking for the abolition of the office of county superintendent of schools;

Referred to the committee on education.

By Mr. Bates: Memorial of the board of supervisors of the county of Bay, asking for the repeal of the drainage law, or, that it be so amended as to reduce the incidental expenses attending its operation;

Referred to the committee on drainage.

By Mr. Gray: Resolution of the board of supervisors of Newaygo county, asking for legislation that will secure the payment and collection of taxes within the counties where they are located;

Referred to the committee on local taxation.

By Mr. Gray: Memorial of the board of supervisors of Newaygo county, for the more effectual provision at the Michigan Asylum for the Insane, of those persons who are in that stage of insanity, that by proper treatment might be cured;

Referred to the committee on Insane Asylum.

By Mr. Pattengell: Petition of W. C. Merriman, H. W. Baker, Chester B. Root, and 77 others, citizens of Plymouth, for the enactment of a law for the prevention of cruelty to animals;

Referred to the committee on State affairs.

By Mr. Smith: Petition of D. W. Crippen, and 70 others,

citizens of Jackson county, asking that the act incorporating the Jackson and Michigan Plank Road Company may be so amended as to prevent Almon Patterson, Marvin Dorril, and Frank Standish from collecting tolls on the first ten miles of said plank road, or that the act incorporating said company may be repealed ;

Referred to the committee on banks and incorporations.

By Mr. Kellogg : Petition of O. H. Soule, and 26 others citizens and tax-payers of the village of Riceville, Ionia county, praying that the width of the streets of said village may be legalized ;

Referred to the committee on banks and incorporations.

By Mr. Landon : Petition of W. W. Root, and 106 others, citizens of Jackson county, asking that the act incorporating the Jackson and Michigan Plank Road Company be so amended as to prevent the collecting of tolls thereon ;

Referred to the committee on banks and incorporations.

REPORTS OF STANDING COMMITTEES.

By the committee on harbors :

The committee on harbors, to whom was referred

Joint resolution asking Congress for an appropriation to aid in deepening and completing the channel between the waters of Lake Superior and the harbor of Eagle Harbor, in the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. H. C. MITCHELL, *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on mines and minerals :

The committee on mines and minerals, to whom was re-committed Senate bill No. 2, entitled

A bill to authorize the consolidation of mining corporations,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill when so amended, do pass, and ask to be discharged from the further consideration of the subject.

SAM. W. HILL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Walker,

The House concurred in the amendments made to the bill by the committee.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. R. J. Grant,	Mr. P. Mitchell,
Adams,	Gorman,	W.H.C. Mitchell,
Adsit,	Green,	Montgomery,
Andrews,	Greusel,	Moshier,
Atwood,	Grosvenor,	Norris,
Barnaby,	Haack,	C. Y. Osburn,
Boyce,	Harris,	J. M. Osborn,
Brockway,	H. Haynes,	Pearl,
Brown,	J. Haynes,	Pattengell,
Cameron,	Haywood,	Phillips,
Chamberlain,	Hazen,	Pierson,
Cherry,	N. R. Hill,	Post,
Childs,	S. W. Hill,	Priest,
Climie,	Holland,	Riford,
Cochrane,	Holt,	Rood,
Congdon,	Houseman,	Roost,
Copley,	Hoyt,	Ross,
Crane,	Huff,	Runyan,
Crofoot,	Hughes,	Smith,
Dalton,	Hurlbut,	Sumner,
Doty,	Huston,	Swineford,
Edwards,	Kellogg,	Thayer,

Mr. Fenton,	Mr. Knapp,	Mr. Tobey,	
Ferris,	Lamb,	Van Scoy,	
Ferry,	Landon,	Walker,	
Frost,	Little,	Walton,	
Garfield,	McGonegal,	Watkins,	
Garrison,	E. R. Miller,	Webster,	
Gibson,	R. C. Miller,	White,	
Gillam,	Millington,	Williams,	
C. B. Grant,	Minne,	Speaker,	93

NAYS.

Mr. Bates, 1

Title agreed to.

On motion of Mr. Holland,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on religious and benevolent societies :

The committee on religious and benevolent societies, to whom was referred

A bill to authorize the Bridge Street Methodist Episcopal Church, of Grand Rapids, Kent county, to sell and convey certain real estate,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

H. T. BARNABY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Huston,

The bill was laid on the table.

By the committee on geological survey:

The committee on geological survey, to whom was referred so much of the Governor's message relating to geological survey, have had the matter under consideration, and have instructed me to report:

That there are few subjects upon which the people or your committee have less general information than the subject of

geology. Many, too ignorant of all science to appreciate the importance of this, look upon it with wise incredulity, or undisguised contempt; while occasionally may be found an individual of position, mature in years and ripe in experience, who fails to find in it anything worthy his serious consideration, and who feels justified in treating it with levity or indifference. Limited as our knowledge may be, we disclaim such a position. If the subject merit the attention of the Legislature at all, and we, as a body, are to decide whether funds for carrying on the geological survey shall be supplied or withheld, the very position we occupy, the interests of those we represent, demand that we give it honest, thoughtful consideration. Your committee fail to recognize either statesmanship, good taste, or honest representation in any attempt to render trifling or ridiculous the object for which \$30,000 of the people's money is asked.

The enterprising pioneers and early settlers, our National and State Governments, have all deemed the subject worthy of thorough scientific investigation.

The able report of the Joint Committee of the Legislature in 1869, found in the Senate Journals of that year, page 568, contains valuable information in regard to the explorations, discoveries, early mining enterprises within the lines of our State, and the subsequent legislative acts relating thereto and extending from 1659 to 1869, a period of more than two hundred years. In March, 1869, the Legislature to whom this report was made, impressed with the magnitude and importance of the work, and with a view to hasten the development of the geological resources of the country, and early settle the interesting questions of precious metals, copper, iron, coal, gypsum, salt, etc., and the adaptation of soils to agriculture, and to discover and collect other information useful to man, passed a well considered law, organizing a State Geological Board, and making annual appropriation of \$8,000 for a survey.

Of the Board organized under this law, Prof. Alexander

Winchell was appointed Director, and has so far prosecuted the work with favorable results.

The interesting and valuable report of Prof. Winchell to the State Board, in November, 1870, shows the plan, design, and progress of the survey, as well as its importance to the welfare of our State. This report, with its suggestions upon mining, agriculture, and other practical affairs of life, is worthy a careful reading.

The Professor informs us that the survey and notes have thus far furnished material for one or more volumes, now ready for print. If these collected facts be not published, there will be no benefit to compensate the people for the cost of this and former surveys and explorations. But if the work be completed, and the results published, your committee believe there can be little difference of opinion as to its value to our State, in demonstrating to the world its elements of greatness, and furnishing reliable information of its mineral, agricultural, and commercial resources.

Is it desirable to continue the enterprise to completion? If complete, will its value compensate for its cost? These are the questions for your consideration. Your committee, under a responsibility they cannot avoid, are of the opinion that the work should be speedily completed. It is due to the enterprise and civilization of the world; it is due to the credit and welfare of our State and nation; it is due to our citizens, as tending to the more rapid development of the resources of the State. The people of the Upper Peninsula, and of the northern portion of the Lower, more immediately interested in its early completion, urge it as a powerful stimulus to emigration and the consequent development of this portion of the State. But the favorable results will not be confined to the inhabitants of the northern sections. Our entire population will be benefited in proportion to the increase of wealth, by advancing the price of land and increasing its demand, and

by attracting enterprising labor and capital from other States and countries.

A State with an extensive territory not second to any in agricultural capabilities, unequaled in maritime advantages, with mountains of iron, lodes of copper, and countless treasures hid in earth and water, calls loudly for reliable information of these God-given blessings.

The Professor reports that the work may be completed within two years, and at an expenditure of about \$60,000.

Your committee regret the present urgent demands of the various benevolent and educational institutions of our State for repairs and increased facilities, the need of a State House, and safer repository of State records, forbids the recommendation of this amount.

They are of the opinion the public good demands an annual increase of \$2,000 for the survey, and the sum of \$10,000 for publishing the work, and submit this report, recommending the adoption of the accompanying joint resolution, entitled

Joint resolution making additional appropriations for the Geological Survey for the years 1871 and 1872, and for publishing the results of the present and future surveys.

I. R. GROSVENOR, *Chairman.*

Report accepted and committee discharged.

The joint resolution was read a first and second time by its title, ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred Senate bill No. 17, being

A bill to vacate and discontinue that portion of the Bay City and Tuscola plank road lying within the limits of Bay City,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass,

and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations :

The committee on banks and incorporations, to whom was referred Senate bill No. 15, being

A bill to amend an act entitled "An act to provide for the formation of joint stock companies, for the purpose of owning and maintaining skating parks or rinks," approved April 5th, 1869, being number 156, of session laws of 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges :

The committee on roads and bridges, to whom was referred Senate bill No. 13, entitled

A bill to amend section 2, of act No. 163, of the session laws of 1861, being an act entitled "An act relative to laying out, altering, and discontinuing highways,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN WALKER, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on public lands:

The committee on public lands, to whom was referred

A bill to amend section six of an act entitled "An act to accept the grant of land made to the State of Michigan by the United States to aid in the construction of a military road from Fort Wilkins, Copper Harbor, to the Wisconsin line, by way of Houghton, on Portage Lake, and to provide for the laying out and construction of the same," approved February 4th, 1864.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

EZRA HAZEN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on public lands:

The committee on public lands, to whom was referred

Joint resolution authorizing the Commissioner of the State Land Office to issue a certificate of sale of certain lands to Simon Heath, of St. Clair county, Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

EZRA HAZEN, *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges :

The committee on roads and bridges, to whom was referred

A bill to amend section 5, of chapter 23, of the revised statutes of 1846, being section 1017, of chapter 20, of the compiled laws, entitled "Of persons liable to work on highways, and making assessments therefor,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cameron,

The bill was laid on the table.

By the committee on local taxation :

The committee on local taxation, to whom was referred

A bill to legalize the tax-roll of the township of Osseneke, in the county of Alpena, for the year 1870,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. H. ORANE, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations :

The committee on banks and incorporations, to whom was referred

A bill to incorporate the village of Caro, in the county of Tuscola,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to

the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. ANDREWS, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Garrison,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Huston,

The rules were suspended and the bill was put on its immediate passage.

Mr. W. H. C. Mitchell moved that the reading of the bill in extenso be dispensed with ;

Which motion was withdrawn.

Mr. Brockway moved that the bill be ordered printed, referred to the committee of the whole, and placed on the general order ;

Which motion did not prevail.

The bill was then read a third time by its title.

Mr. Gray moved that the further reading of the bill be dispensed with,

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adsit,
Andrews,
Atwood,
Barnaby,
Boyce,
Brockway,
Brown,
Cameron,
Cherry,
Childs,
Clement,
Climie,

Mr. Green,
Greusel,
Grosvenor,
Haack,
Harris,
H. Haynes,
J. Haynes,
Hazen,
S. W. Hill,
Holland,
Holt,
Houseman,

Mr. P. Mitchell,
W.H.C. Mitchell,
Montgomery,
Moshier,
Norris,
C. Y. Osburn,
J. M. Osborn,
Pearl,
Phillips,
Post,
Priest,
Riford,

Mr. Copley,	Mr. Hoyt,	Mr. Rood,	
Crane,	Huff,	Roost,	
Crofoot,	Hughes,	Runyan,	
Doty,	Hurlbut,	Smith,	
Edwards,	Huston,	Swineford,	
Fenton,	Kellogg,	Thayer,	
Garfield,	Lamb,	Tobey,	
Garrison,	Landon,	Walton,	
Gibson,	Little,	Watkins,	
Gillam,	McGonegal,	White,	
C. B. Grant,	N. L. Miller,	Williams,	
R. J. Grant,	R. C. Miller,	Speaker,	
Gray,	Millington,		74

NAYS.

Mr. Adam,	Mr. Ferris,	Mr. Minne,	
Adams,	Ferry,	Pattengell,	
Bates,	Frost,	Pierson,	
Chamberlain,	Gorman,	Ross,	
Cochrane,	Haywood,	Sumner,	
Congdon,	N. R. Hill,	Van Scoy,	
Coulter,	Knapp,	Walker,	
Dalton,	E. R. Miller,	Webster,	24

Title agreed to.

On motion of Mr. Huston,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to incorporate the village of Vassar,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. ANDREWS, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Riford,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to incorporate the village of Ishpeming,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. ANDREWS, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. J. M. Osborn,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred Senate bill No. 28, entitled

A bill to repeal section 20, of chapter 140, of the revised statutes of 1846, being section 5380 of the compiled laws,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred Senate bill No. 22, entitled

A bill to amend section 10, of chapter 113, of the compiled laws of 1857, entitled 'Of the circuit courts,' approved April 8, 1851, being section 3421 of the compiled laws,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

On motion of Mr. White,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to incorporate the city of Marquette,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

M. V. MONTGOMERY, *Acting Chairman.*

Report accepted and committees discharged.

On motion of Mr. Norris,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Swineford,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred House manuscript bill, entitled

A bill to authorize the Oakland County Agricultural Society to issue bonds, and to mortgage its real and personal estate to secure the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

M. V. MONTGOMERY, *Acting Chairman.*

Report accepted and committee discharged.

Mr. White moved that the rules be suspended, and the bill be put on its immediate passage;

Which motion prevailed.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr C. B. Grant,	Mr. P. Mitchell,
Adams,	R. J. Grant,	W.H.C. Mitchell,
Adsit,	Gray,	Montgomery,
Andrews,	Green,	Moshier,
Atwood,	Greusel,	Norris,
Barnaby,	Grosvenor,	C. Y. Osburn,
Bates,	Haack,	J. M. Osborn,
Boyce,	Harris,	Pattengell,
Brockway,	H. Haynes,	Phillips,
Brown,	J. Haynes,	Pierson,
Cameron,	Haywood,	Post,
Cherry,	N. R. Hill,	Priest,
Childs,	S. W. Hill,	Riford,
Clement,	Holland,	Rood,
Climie,	Holt,	Roost,
Cochrane,	Houseman,	Ross,
Copley,	Hoyt,	Runyan,
Coulter,	Huff,	Smith,
Crane,	Hughes,	Sumner,
Crofoot,	Huston,	Swineford,

Mr. Dalton,	Mr. Kellogg,	Mr. Thayer,	
Doty,	Knapp,	Tobey,	
Edwards,	Lamb,	Van Scoy,	
Fenton,	Landon,	Walker,	
Ferris,	Little,	Walton,	
Ferry,	McGonegal,	Watkins,	
Frost,	E. R. Miller,	Webster,	
Garfield,	N. L. Miller,	White,	
Garrison,	R. C. Miller,	Williams,	
Gibson,	Millington,	Speaker,	
Gillam,	Minne,		92

NAYS.

Mr. Chamberlain,	Mr. Congdon,	Mr. Gorman,	3
Title agreed to.			

On motion of Mr. Garrison,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend sections 1, 12, and 16, of chapter five; also section 1, of chapter 7; also section 8, of chapter 8, of act No. 265, of the session laws of A. D. 1869, entitled "An act to incorporate the city of Corunna," approved March 12, A. D. 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Pattengell,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations :

The committee on banks and incorporations, to whom was referred

A bill to amend the charter of the village of Nashville, by adding three new sections thereto, to stand as sections 65, 66, and 67,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. W. H. C. Mitchell,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations :

The committee on banks and incorporations, to whom was referred

A bill to incorporate the village of Linden,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. J. Haynes,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, January 24, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 27, entitled

A bill to amend section two of chapter one hundred and forty of the revised statutes of 1846, being section five thousand three hundred and sixty-two of the compiled laws, relative to limitation of actions;

2. Senate manuscript bill, entitled

A bill to authorize the supervisors of the city of Coldwater, in the county of Branch, to assess, levy, and collect upon the taxable property of said city three thousand dollars, to aid in the construction of a county jail and sheriff's house in said city;

3. Senate manuscript bill, entitled

A bill to change the name of the First Presbyterian Society of Lower Saginaw ;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,
Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on local taxation.

The third named bill was read a first and second time by its title, and referred to the committee on religious and benevolent societies.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, January 24, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 23, entitled

A bill to amend section 150, of chapter 117, of the compiled laws of 1857, entitled "Of courts held by justices of the peace," approved February 13th, 1855, being section 3802 of the compiled laws;

2. Senate bill No. 26, entitled

A bill to amend section 6, of chapter 124, being section 4160 of the compiled laws of 1857, relative to pleadings and set-offs;

3. Senate bill No. 30, entitled

A bill to amend section 3, of act number 125, of the session laws of 1869, entitled "An act to amend an act to provide for the registration of births, marriages, and deaths," being act number 194, session laws of 1867, approved March 27, 1867, and to add a new section thereto;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The first and second named bills were read a first and second time by their titles, and referred to the committee on judiciary.

The third named bill was read a first and second time by its title, and referred to the committee on State affairs.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, January 24, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 21, entitled

A bill to amend section 13, of chapter 51, of the compiled laws, relating to wolves and other noxious animals,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, January 24, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 31, entitled

A bill to legalize the tax-roll of the township of Alpena, in the county of Alpena, for the year 1870, and to extend the time for the collection of the taxes therein,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, January 24, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following joint resolution :

House manuscript joint resolution, entitled

Joint resolution making an appropriation of three hundred

and thirty-nine dollars and fifty cents for parchment for the Roll of Honor and for ruling and binding the same, in accordance with the joint resolution approved April 3, 1869,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The joint resolution was referred to the committee on engrossment and enrollment, for enrollment.

NOTICES.

Mr. McGonegal gave notice that on some future day he would ask leave to introduce

A bill to establish the weight of lime.

Mr. Walton gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the city of Adrian.

Mr. N. R. Hill gave notice that on some future day he would ask leave to introduce

A bill for the purpose of organizing a new county, to be composed of the following towns, to wit: the eight northern towns of Kent county, previously attached to said county for judicial purposes; the four towns attached to Montcalm county, known as the towns of Pierson, Reynolds, Winfield, and Maple Valley; also, from Newaygo county the townships of Croton and Ensley, to be known as the county of Clark.

Mr. S. W. Hill gave notice that on some future day he would ask leave to introduce

A bill to attach the township of Sibley to the township of Copper Harbor, in the county of Keweenaw.

INTRODUCTION OF BILLS.

Mr. W. H. C. Mitchell, previous notice having been given and leave being granted, introduced

A bill to organize the township of Riverside, in the unorganized county of Missaukee.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. W. H. C. Mitchell, previous notice having been given and leave being granted, introduced

A bill to organize the township of Clam Union, in the unorganized county of Missaukee.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. W. H. C. Mitchell, previous notice having been given and leave being granted, introduced

A bill to organize the township of Hudson, in the county of Wexford.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Bates, previous notice having been given and leave being granted, introduced

A bill to detach certain territory from the county of Saginaw, and attach the same to the county of Bay.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Gray, previous notice having been given and leave being granted, introduced

A bill to organize the county of Lake.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Minne, previous notice having been given and leave being granted, introduced

A bill to repeal act No. 402, of the session laws of 1869, entitled "An act to provide for laying out and establishing a State road in the counties of Macomb and St. Clair."

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Montgomery, previous notice having been given and leave being granted, introduced

A bill to repeal act No. 112 of session laws of 1848, entitled "An act to authorize Peter M. Kinde to build a dam across Grand river."

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. C. Y. Osburn, previous notice having been given and leave being granted, introduced

A bill to amend section 3, of chapter 25, of the revised statutes of 1846, being section 1069, of chapter 22, of the compiled laws, relating to highways.

The bill was read a first and second time by its title, and referred to the committee on agriculture.

Mr. Brockway, previous notice having been given and leave being granted, introduced

A bill to incorporate the village of Homer.

The bill was read a first and second time by its title, and

On motion of Mr. Brockway,

The rules were suspended, and the bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Watkins, previous notice having been given and leave being granted, introduced

A bill to amend an act entitled "An act to incorporate the village of Plainwell, in the county of Allegan," approved March 26, 1869.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Montgomery, unanimous consent being given, introduced

A bill to amend section 2149, of chapter 73, of the compiled laws of the State of Michigan, entitled "General provisions relating to corporations."

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. R. C. Miller, previous notice having been given and leave being granted, introduced

A bill to incorporate the city of Greenville.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

THIRD READING OF BILLS.

On motion of Mr. Gray,

The rule requiring the second and third reading of bills to be on different days was suspended, and the bill on the order of third reading was put upon its passage.

House manuscript bill, entitled

A bill to incorporate the city of Marquette,

Was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adsit,	Mr. Green,	Mr. P. Mitchell,
Andrews,	Greusel,	W.H.C. Mitchell,
Atwood,	Grosvenor,	Montgomery,
Barnaby,	Haack,	Norris,
Bates,	Harris,	C. Y. Osburn,
Boyce,	Hart,	J. M. Osborn,
Brockway,	H. Haynes,	Pearl,
Brown,	J. Haynes,	Pattengell,
Cameron,	Hazen,	Phillips,
Cherry,	N. R. Hill,	Pierson,
Childs,	S. W. Hill,	Post,
Clement,	Holland,	Priest,
Climie,	Holt,	Riford,
Copley,	Houseman,	Rood,
Crane,	Hoyt,	Roost,
Crofoot,	Huff,	Ross,
Dalton,	Hughes,	Runyan,
Doty,	Huston,	Smith,
Edwards,	Kellogg,	Sumner,
Fenton,	Knapp,	Swineford,
Frost,	Lamb,	Thayer,
Garfield,	Landon,	Tobey,
Gibson,	Little,	Van Scoy,

Mr. Gillam,	Mr. McGonegal,	Mr. Walton,	
C. B. Grant,	N. L. Miller,	Watkins,	
R. J. Grant,	R. C. Miller,	White,	
Gorman,	Millington,	Williams,	
Gray,	Minne,	Speaker,	84

NAYS.

Mr. Adam,	Mr. Congdon,	Mr. Garrison,	
Adams,	Coulter,	Haywood,	
Chamberlain,	Ferris,	E. R. Miller,	
Cochrane,	Ferry,	Walker,	12

Title agreed to.

On motion of Mr. Swineford,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

MOTIONS AND RESOLUTIONS.

Mr. Adam offered the following:

Resolved, That the committee on printing be instructed to inquire into the expediency of providing by law for the electrotyping of the proposed new compilation of the general laws of this State—the plates to be put in charge of the Secretary of State, and the first edition of the new compiled laws to be reduced below ten thousand, to about the number required for immediate distribution and one or two years' sales;

Which was adopted.

Mr. Bates offered the following:

Resolved, That 1,000 copies of the Reports of the Board of Trustees of the Reform School, Auditor General, Commissioner of the State Land Office, State Treasurer, Inspectors of the State Prison, of Special Commissioners to Examine the Penal, Reformatory, and Charitable Institutions of the State, Trustees of Michigan Asylum for Deaf, Dumb, and Blind, Secretary of Board of Agriculture, and of the Trustees of the Asylum for the Insane, and 200 copies each of the reports of the Quartermaster General, Board of State Auditors, and Superintendent of the St. Mary's Falls Ship Canal, be printed for the use of the House of Representatives.

Mr. Swineford moved to amend the resolution by adding "200 copies of the Report on Geological Survey."

Mr. Roost moved to amend the amendment by striking out the number "200" and inserting "500" in lieu thereof;

Which motion did not prevail.

The amendment of Mr. Swineford did not prevail.

Mr. Hazen moved to amend the resolution by adding: "Provided there is no extra charge for composition;"

Which motion did not prevail.

On motion of Mr. Holland,

The resolution was laid on the table.

Mr. C. B. Grant offered the following:

Resolved, That the judiciary committee be instructed to enquire into the expediency of enacting a general law for the incorporation of villages and cities, and to report by bill or otherwise.

Mr. Grosvenor offered the following as a substitute for the resolution:

Resolved, That the committee on banks and incorporations be requested to inquire into the expediency of a general law of incorporation, applicable to the incorporation of villages, and if in their opinion the same is desirable, that they be requested to report a general law upon the subject.

Mr. C. B. Grant moved to amend the substitute by inserting after the word "villages," the words "and cities;"

Which motion did not prevail.

Mr. C. Y. Osburn moved to amend the substitute by inserting after the words "banks and incorporations," the words "and judiciary, jointly;"

Which motion prevailed.

The substitute, as amended, was then adopted.

The resolution, as amended by the substitute, was then adopted.

Mr. McGonegal offered the following:

Resolved, That the committee on State Reform School are

hereby instructed to report, by bill or otherwise, the practicability and expediency of introducing a variety of trades in said school, and the probable cost thereof, the better to promote and secure the future welfare of boys confined in said State Reform School;

Which was adopted.

Mr. Roost asked and obtained leave of absence for himself until February 8th.

Mr. Thayer asked and obtained leave of absence for himself until February 8th.

Mr. Houseman asked and obtained leave of absence for himself for the day.

Mr. J. M. Osborn moved to take from the table House manuscript bill, entitled

A bill to amend section 18, of act 169, of the session laws of 1869, being an act to provide for the uniform assessment of property, and for the collection and return of taxes thereon;

Which motion did not prevail.

On motion of Mr. Garrison,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

GENERAL ORDER.

On motion of Mr. Cameron,

The House went into committee of the whole, on the general order,

Mr. Landon in the chair.

After some time spent therein, the committee rose, and, through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bill:

House bill No. 25, entitled

A bill making an appropriation for the support of the State Agricultural College, to pay the arrearages of the same, to pay the expenses of the State Board of Agriculture, and for the erection of a chemical laboratory for the State Agricultural College,

Have made an amendment thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

JOHN LANDON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Garrison,

The House concurred in the amendment made to the bill by the committee.

Mr. Brockway moved to amend the bill by striking out, in section 1, the word "seventeen," where it occurs in the third and fourth lines, and inserting the word "fifteen" in lieu thereof.

Mr. Brockway demanded the yeas and nays on the adoption of the amendment.

The demand was seconded, and the amendment was not adopted, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gillam,	Mr. Moshier,	
Adsit,	Gorman,	Norris,	
Andrews,	H. Haynes,	J. M. Osborn,	
Brockway,	Hazen,	Pierson,	
Brown,	N. R. Hill,	Rood,	
Chamberlain,	Huff,	Roof,	
Clement,	Lamb,	Ross,	
Climie,	Landon,	Sumner,	
Cochrane,	McGonegal,	Tobey,	
Congdon,	R. C. Miller,	Walker,	
Crane,	Millington,	Walton,	
Edwards,	Minne,	Webster,	
Fenton,	P. Mitchell,	White,	
Frost,	W.H.C. Mitchell,	Williams,	42

NAYS.

Mr. Adams,
 Atwood,
 Barnaby,
 Bates,
 Boyce,
 Cameron,
 Cherry,
 Childs,
 Copley,
 Coulter,
 Crofoot,
 Dalton,
 Doty,
 Ferris,
 Ferry,
 Garfield,
 Garrison,

Mr. Gibson,
 C. B. Grant,
 R. J. Grant,
 Gray,
 Green,
 Greusel,
 Grosvenor,
 Haack,
 Harris,
 Hart,
 J. Haynes,
 S. W. Hill,
 Holland,
 Holt,
 Hoyt,
 Hughes,
 Huston,

Mr. Kellogg,
 Little,
 E. R. Miller,
 N. L. Miller,
 C. Y. Osburn,
 Pearl,
 Pattengell,
 Phillips,
 Post,
 Priest,
 Riford,
 Runyan,
 Smith,
 Swineford,
 Van Scoy,
 Watkins,
 Speaker,

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The bill was then placed on the order of third reading.

By the committee on elections:

The committee on elections, to whom was referred the memorial of Frederick L. Wells, asking the seat now occupied by Samuel L. Boyce, from the 2d District of St. Clair county, respectfully report, that soon after the case was committed to their hands a meeting of the committee was held for its consideration, at which time both the contestant and sitting member were present, and by attorney, and after a full and impartial hearing of the case, your committee are unable to make a unanimous report, and must, in view of the right of minorities, submit this majority report, with a brief statement of the facts presented, and the conclusions deduced therefrom.

We find that at the general election held in the 3d Ward of the city of Port Huron, in said 2d District, on the 8th day of November last, O. B. J. Atkinson, Thomas K. Whitman, and Peter J. O'Neal were the inspectors of election, and James J. Barry and one Donnelly, were clerks; that there were 189 votes polled at said election.

That after the canvass of the votes, the ballot boxes containing the ballots and poll lists, instead of being deposited in the office of the city clerk (as the law provides, Sec. 42, C. L. page

), were left in the hands of P. J. O'Neal, one of the inspectors, who took said boxes to his own house, where they remained until the following Friday, at which time they were delivered by some person to said Barry, clerk in the law office of said Atkinson, who took them to said law office, where they remained until after Monday, the 14th of November, before being deposited with the city clerk, their proper and legal custodian.

Mr. B. J. Atkinson took the keys at the time the boxes were delivered to Mr. O'Neal on election day, and when they were brought by said Barry to his office on Friday, the 11th, or Sunday, the 14th of November, in the absence of the other inspectors, opened said boxes, and delivered the "tally lists" to said Barry, with instructions to make out the returns.

The inspectors' returns, bearing date November 8th, were in fact not made until the 14th of said month.

The returns of the number of votes cast for Representative of the State Legislature show certain erasures and alterations, which, however, taken together, do not seem to change the result.

Your committee further find from the evidence that, at the canvass of the votes immediately after the election closed, said Atkinson, one of the inspectors, publicly declared the result of the vote in the presence of a large number of persons, and the question as to what was the result so declared constitutes the main issue between the parties.

On the part of the contestant, Messrs. Jno. J. Twiss, Geo. Cairn, Fred. A. Hibbard, and Henry Traver appeared in person as witnesses, none of whom were officers or inspectors, and who appeared candid and disinterested.

Two of these produce their written memorandums made at the time, which agree in all respects, so far as we can discover, with the final canvass, except on Representatives.

These witnesses made the figures from hearing the result declared by the inspectors, and by seeing and comparing the

same with the figures then appearing upon the tally lists in the hands of the clerks.

All four of these witnesses testify *positively*, as to their hearing the result declared by the inspectors, in said 3d ward of the city of Port Huron; and it was for Frederick L. Wells, eighty-four votes; and for Samuel L. Boyce, ninety-seven votes; eighty six of which were upon Democratic and Republican tickets, and eleven Prohibition tickets.

This testimony is corroborated by the result contained in the Port Huron "Commercial," the Democratic paper, and the Port Huron "Times," the Republican paper, published soon after the election; also, by the affidavits of a considerable number of the citizens of said city, who say the current report was as above stated, and all whom they heard speak of the subject (both Republicans and Democrats) conceded up to the time of the county and district canvass, that Mr. Wells was elected.

On the part of the sitting member, it is in evidence by two of the inspectors of election, and by said Barry, that Mr. Boyce received in said 3d ward, one hundred and five votes, made up of ninety-seven votes on the Democratic and Republican tickets, and eight votes on the Prohibition ticket, and that said Wells received eighty-four votes, as before stated. These witnesses are not corroborated by the testimony of a single witness who was a by-stander and heard the result declared, although all admit that the room (being city council room) was nearly filled with eager spectators, impatiently waiting to learn the result.

As is apparent, there is a direct conflict of testimony on this point, and a majority of your committee are led irresistibly to the conclusion that the preponderance of evidence is in favor of the contestant.

We are inclined to believe that the inspectors were led into making the return, and into what evidently appears to be their honest convictions, as declared after the canvass, by the statements on the tally lists of said Barry as they appeared on Mon-

, the 14th, rather than by any positive recollections of the
ult, independent of said tally lists, and that said lists had
n altered by some one with a view to change the result of
l election.

Neither the ballot boxes nor tally lists have been brought
fore your committee, and if they had, would afford but little
isfaction, for the reasons above stated.

It may be argued that the board of inspectors are the sworn
icers of the law; that they, better than any one else, know
e result they have declared, and outside evidence should not
admitted to impeach their action; but if they are allowed
retain possession of the ballot boxes, and neglect to make
t the returns in violation of the plain and express provisions
the statute, the law of 1861, page 294, prohibiting adjourn-
ments before canvassing the vote, and section 39, comp. laws,
age 110, providing that the board shall draw up a statement
and deposit a duplicate with the clerk, would be entirely and
fectually evaded.

It would make but little difference whether the Board of
inspectors should change the ballots and declare the result in
accordance therewith, or change the declared result and make
the ballots correspond; in either case, without the aid of out-
side testimony, it would be left entirely with the Board, and
their action could not be questioned. If the conclusions at
which your committee have arrived are correct, then the con-
stant has received a majority of six votes.

After a full and careful investigation of the whole subject,
we recommend the adoption of the following:

Resolved, That Frederick L. Wells is legally entitled to the
seat in this House occupied by Samuel L. Boyce, from the
Second Representative District of Saint Clair county.

A. B. RIFORD, *Chairman*,
OSCAR ADAMS,
JACOB WALTON.

Report accepted.

Mr. Atwood moved that the report be laid on the table, and
that leave be granted the minority of the committee to report.

Mr. Fenton demanded the yeas and nays.

The demand was seconded, and the motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Adam,	Mr. Frost,	Mr. C. Y. Osburn,
Adams,	O. B. Grant,	Pearl,
Adsit,	R. J. Grant,	Pierson,
Atwood,	Gorman,	Post,
Chamberlain,	Gray,	Riford,
Childs,	Haack,	Rood,
Clement,	Hart,	Roof,
Cochrane,	N. R. Hill,	Ross,
Congdon,	Hoyt,	Runyan,
Copley,	Hughes,	Sumner,
Coulter,	Little,	Swineford,
Dalton,	McGonegal,	Van Scoy,
Edwards,	E. R. Miller,	Watkins,
Fenton,	Minne,	Webster,
Ferris,	P. Mitchell,	White
Ferry,	Moshier,	

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NAYS.

Mr. Andrews,	Mr. Green,	Mr. Landon,
Barnaby,	Greusel,	N. L. Miller,
Bates,	Grosvenor,	R. C. Miller,
Brockway,	Harris,	Millington,
Brown,	H. Haynes,	W.H.C. Mitchell,
Cameron,	J. Haynes,	Norris,
Cherry,	Hazen,	J. M. Osborn,
Climie,	S. W. Hill,	Pattengell,
Crane,	Holland,	Phillips,
Crofoot,	Holt,	Priest,
Doty,	Houseman,	Smith,
Garfield,	Huff,	Tobey,
Garrison,	Huston,	Walker,
Gibson,	Kellogg,	Walton,
Gillam,	Lamb,	Williams,

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MESSAGES FROM THE SENATE.

The Speaker, by unanimous consent, announced the following:

SENATE CHAMBER, }
Lansing, January 25, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following concurrent resolution:

resolved (the House concurring), That the Legislature shall meet in joint convention, on Thursday, the 26th instant, at 10 o'clock P. M., and shall then proceed to appoint a suitable committee to collect together, and compile the general laws of the State, with a view to reprinting the same according to the provisions of the law approved January 25, 1871, which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

On motion of Mr. Riford,

the House concurred in the adoption of the resolution.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, January 25, 1871. }

The Speaker of the House of Representatives:

—I am instructed by the Senate to transmit the following bills:

Senate manuscript bill, entitled

A bill to legalize the action of the joint board of school directors of the townships of Fair Grove, Gilford, and Denek, in the county of Tuscola, Michigan;

Senate manuscript bill, entitled

A bill to extend the time for the collection of taxes in several wards in the city of Detroit, in the county of Wayne,

which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators present, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and

On motion of Mr. Huston,

The rules were suspended and the bill was placed on the order of third reading.

The second named bill was read a first and second time by its title, and

On motion of Mr. Hoyt,

The rules were suspended and the bill was put on its immediate passage.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Dalton moved to amend the bill by inserting in the first section, after the word "Detroit," the words "and the township of Hamtramck;" also to amend section 2, by inserting after the word "Detroit" the words "and the treasurer of the township of Hamtramck;" also in section 3, after the word "collectors" insert the words "and treasurer;"

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adam,	Mr. Gibson,	Mr. Minne,
Adams,	Gillam,	P. Mitchell,
Adsit,	C. B. Grant,	W.H.C. Mitchell,
Andrews,	R. J. Grant,	Norris,
Atwood,	Gray,	C. Y. Osburn,
Bates,	Green,	J. M. Osborn,
Boyce,	Greusel,	Pattengell,
Brockway,	Haack,	Phillips,
Brown,	Harris,	Pierson,
Cameron,	Hart,	Post,
Chamberlain,	H. Haynes,	Priest,
Cherry,	J. Haynes,	Riford,
Childs,	Hazen,	Rood,
Climie,	N. R. Hill,	Roof,
Cochrane,	S. W. Hill,	Ross,
Congdon,	Holland,	Runyan,
Copley,	Hoyt,	Smith,
Coulter,	Huff,	Sumner,
Crane,	Hughes,	Swineford,

Crofoot,	Mr. Huston,	Mr. Tobey,
Dalton,	Kellogg,	Van Scoy,
Doty,	Lamb,	Walker,
Edwards,	Landon,	Walton,
Fenton,	Little,	Watkins,
Ferris,	McGonegal,	Webster,
Ferry,	E. R. Miller,	White,
Frost,	N. L. Miller,	Williams,
Garfield,	R. C. Miller,	Speaker,
Garrison,	Millington,	

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NAYS.

C. Pearl, 1

The question being on agreeing to the title,

Mr. Cochrane moved to amend by inserting after the word "Detroit," the words "and the township of Hamtramck;"

Which motion prevailed.

The title, as amended, was then agreed to.

On motion of Mr. Hoyt,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Hazen moved to take the report of the committee on objections from the table, and make it the special order for to-morrow morning at 10½ o'clock ;

Which motion prevailed.

On motion of Mr. Brockway,

The House adjourned until to-morrow morning at 9 o'clock.

Lansing, Thursday, January 26, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Roll called: quorum present.

Mr. Runyan asked and obtained leave of absence for Mr. Haywood until February 8.

Mr. Runyan asked and obtained leave of absence for himself after to-day, until February 8.

Mr. Cochrane, by unanimous consent, moved to reconsider the vote by which the House passed Senate manuscript bill, entitled

A bill to extend the time for the collection of taxes in the several wards in the city of Detroit, and the township of Hamtramck, in the county of Wayne;

Which motion prevailed.

Mr. Cochrane moved to amend the bill by striking out in the first section, after the word "Detroit," the words "and the township of Hamtramck;" also to amend section 2, by striking out after the word "Detroit," the words "and the treasurer of the township of Hamtramck;" also, in section 3, by striking out after the word "collectors," the words "and treasurer;"

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gillam,	Mr. Millington,
Adsit,	R. J. Grant,	P. Mitchell,
Andrews,	Gorman,	W.H.C. Mitchell,
Barnaby,	Green,	Moshier,
Boyce,	Greusel,	Norris,
Brockway,	Haack,	J. M. Osborn,
Brown,	Hart,	Pearl,
Cameron,	H. Haynes,	Pattengell,
Chamberlain,	J. Haynes,	Pierson,
Cherry,	Hazen,	Priest,
Childs,	N. R. Hill,	Riford,
Climie,	S. W. Hill,	Rood,
Cochrane,	Holland,	Ross,
Congdon,	Hoyt,	Runyan,
Copley,	Huff,	Smith,
Coulter,	Hughes,	Sumner,
Crane,	Huston,	Tobey,
Crofoot,	Kellogg,	Van Scoy,
Dalton,	Knapp,	Walker,
Doty,	Lamb,	Walton,
Edwards,	Landon,	Watkins,

Ferris,	Mr. Little,	Mr. Webster,	
Ferry,	McGonegal,	White,	
Frost,	E. R. Miller,	Williams,	
Garfield,	N. L. Miller,	Speaker.	
Gibson,	R. C. Miller,		77
	NAYS.		0

the question being on agreeing to the title,
 Mr. Cochrane moved to amend by striking out after the
 word "Detroit," the words "and the township of Ham-
 buck;"

which motion prevailed.

The title, as amended, was then agreed to.

On motion of Mr. Hoyt,

by a vote of two-thirds of all the members elect, the bill was
 ordered to take immediate effect.

PRESENTATION OF PETITIONS.

By Mr. W. H. C. Mitchell: Petition of N. W. Reed, James
 Hopkins, Samuel Rowlin, and 19 others, citizens of Wexford
 county, asking that the name of the township of Thorp, in
 county of Wexford, be changed to that of Columbia;
 referred to the committee on towns and counties.

By Mr. Clement: Petition of George Lord, Wm. Winegar,
 and 80 others, citizens of Jackson county, for the incorpora-
 tion of the village of Grass Lake, in the county of Jackson;
 referred to the committee on banks and incorporations.

By Mr. R. C. Miller: Petition of M. Rider, John Avery, J.
 Belknap, N. M. Cole, S. G. Hutchins, H. B. Fargo, D. R.
 Earns, E. B. Schemerhorn, and 115 others, citizens of the
 county of Greenville, Montcalm county, asking for a city
 incorporation;

referred to the committee on banks and incorporations.

By Mr. Doty: Resolution of the board of supervisors of
 Montcalm county, asking the repeal of the law creating the office
 of county superintendent of common schools; also a resolution
 of the board recommending that all fine arrearages be devoted

to the support of primary schools, instead of being used for library purposes, as now required by law;

Referred to the committee on education.

By Mr. Swineford: Petition of S. P. Ely, M. S. Hewett and 64 others, citizens of Marquette county, asking for an appropriation of State swamp lands for the construction of a State road from Schoolcraft furnace (Grand Island) to Chocolay, through the counties of Schoolcraft and Marquette;

Referred to the committee on public lands.

By Mr. Williams: Petition of James H. Smith, John Kent, E. W. Markham and 144 others, citizens of Branch county, asking that the act approved March 17th, 1869, for the protection of cranberries, be so amended as to include raspberries, whortleberries, and blackberries;

Referred to the committee on agriculture.

By Mr. Minne: Remonstrance of August S. Heiligtage and 166 others, citizens of St. Clair county, against the construction of any State road in either of the townships of Ira and Casco, in St. Clair county;

Referred to the committee on roads and bridges.

By Mr. H. Haynes: Petition of Louis T. N. Wilson and 11 others, members of the bar of Branch county, in relation to the salaries of the judges of our circuit courts;

On motion of Mr. J. Haynes,

The petition was referred to the committee on judiciary and was ordered printed in the journal.

The following is the petition:

To the Honorable the Senate and the House of Representatives of the State of Michigan:

The undersigned, members of the legal profession, and of the bar, of Branch county, respectfully ask that an amendment be proposed to the constitution, and agreed upon by your respective bodies, to be submitted to the people at the next general election, to be held for the election of a Judge of the

me Court, on the first Monday of April, 1871, to the following :

The Judges of the Circuit Court shall each receive an annual salary from and after the first day of January, in the year 1871, of three thousand dollars. So much of article 9, as prescribes the salaries of Circuit Judges, is hereby amended."

We are satisfied that unless some amendment of the constitution providing liberal and adequate salaries for Circuit Judges is speedily adopted, respectable and competent Judges will be compelled to resign, and competent and honorable men will not be found to fill their places. Without an honest, competent, and well sustained judiciary, there is no safety for the people or the government.

That the people will sustain and adopt such an amendment, if submitted to them on its own merits, unincumbered by any other proposition, we have no doubt. We, therefore, ask that such a proposition be made and submitted independently, and that no other question be submitted at the same time, to distract the public attention. Recent experience proves that necessary amendments sometimes fail, when submitted with others of doubtful propriety or probable unpopularity. We, therefore, earnestly urge that this proposed amendment shall be so submitted that others will not prejudice it, and that it will not prejudice others.

As to the propriety of submitting the proposed amendment at the next spring election, we respectfully submit, that any election that is not a called or special election, but is one fixed by a general statute, and is to take place throughout the State, in which all the people by law are expected to, and have the privilege of taking part, is, in the sense of the constitution, a "general election," at which an amendment may and should be submitted to the electors. Such is the statute providing the election of Judges of the Supreme Court, Sec. 1 of the compiled laws, which provides that "A general

election shall be held in the several towns and wards of the State, on the first Monday of April, 1857, and in every second year thereafter."

The constitution does not define a general election, but leaves it to be defined by legislation. There is a general biennial election in every second year, for the election of members of the House and Senate, and at which time State and other officers are to be elected. This is spoken of in the constitution and the statutes provide for general elections for election of Judges. We respectfully submit that any amendment in regard to the judiciary, would most properly be submitted as a judicial election, and that if the amendment should receive the approval of a majority of the electors, there can be no possible doubt of its validity.

We respectfully pray that speedy and immediate action be taken upon this important question, and that the increased salary shall be liberal, and such as will command the services of our best and most eminent men in the law.

LOUIS T. N. WILSON,
JNO. B. SHIPMAN,
DAVID THOMPSON,
N. P. LOVERIDGE,
FRANK L. SKEELS,
D. B. DENNIS,
WILLARD J. BOWEN,
F. E. MORGAN,
S. B. KITCHEL,
JONAS H. MCGOWAN,
E. G. FULLER,
LEVI B. JEWAL.

REPORTS OF STANDING COMMITTEES.

By the committee on salines:

The committee on salines, to whom was referred

A bill to change the name of the Spring Lake Salt Com-

of Spring Lake, in the county of Ottawa, to that of the
etic Mineral Spring Company, of Spring Lake, Michigan,
spectfully report that they have had the same under con-
sation, and have directed me to report the same back to
house, without amendment, and recommend that it do
and ask to be discharged from the further consideration
e subject.

BERNHARD HAACK, *Chairman.*

port accepted and committee discharged.
e bill was ordered printed, referred to the committee
e whole, and placed on the general order.
the committee on drainage:
e committee on drainage, to whom was re-committed
e bill No. 23, being
bill to extend the time of payment of drain taxes in
township of Burlington, in the county of Lapeer,
spectfully report that they have had the same under con-
sation, and have directed me to report the same back to
house, with the accompanying amendments, recommend-
that the amendments be concurred in, and that the
when so amended, do pass, and ask to be discharged
the further consideration of the subject.

GEO. I. BROWN, *Chairman.*

port accepted and committee discharged.
motion of Mr. J. Haynes,
e House concurred in the amendments made to the bill by
committee.
e bill was then placed on the order of third reading.
the committee on towns and counties:
e committee on towns and counties, to whom was re-com-
d House bill No. 47, being
bill to organize the township of Forsyth, in the county of
ette,
spectfully report that they have had the same under con-
sation, and have directed me to report the same back to the

House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

N. L. MILLER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Barnaby,

The House concurred in the amendment made to the bill by the committee.

The bill, having been read a third time, was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. C. B. Grant,	Mr. Minne,
Adams,	R. J. Grant,	P. Mitchell,
Adsit,	Gorman,	W.H.C. Mitchell,
Andrews,	Gray,	Montgomery,
Barnaby,	Green,	Moshier,
Boyce,	Greusel,	Norris,
Brockway,	Grosvenor,	J. M. Osborn,
Brown,	Haack,	Pearl,
Cameron,	Hart,	Pattengell,
Chamberlain,	H. Haynes,	Phillips,
Cherry,	J. Haynes,	Pierson,
Childs,	Hazen,	Post,
Clement,	N. R. Hill,	Priest,
Climie,	S. W. Hill,	Riford,
Cochrane,	Holland,	Rood,
Congdon,	Houseman,	Roof,
Copley,	Hoyt,	Ross,
Coulter,	Huff,	Runyan,
Crane,	Hughes,	Smith,
Crofoot,	Hurlbut,	Sumner,
Dalton,	Huston,	Swineford,
Doty,	Kellogg,	Tobey,
Edwards,	Knapp,	Van Scoy,
Fenton,	Lamb,	Walker,
Ferris,	Landon,	Walton,
Ferry,	Little,	Watkins,
Frost,	McGonegal,	Webster,
Garfield,	E. R. Miller,	White,

Harrison,	Mr. N. L. Miller,	Mr. Williams,	
Gibson,	R. C. Miller,	Speaker,	
William,	Millington,		92
	NAYS.		0

le agreed to.

motion of Mr. Swineford,

a vote of two-thirds of all the members elect, the bill
ordered to take immediate effect.

the committee on judiciary:

the committee on judiciary, to whom was referred

bill to amend section 5646 of the compiled laws, being

on 10, of chapter 175, relative to the fees of witnesses,

respectfully report that they have had the same under con-

sideration, and have directed me to report the same back to the

House, without amendment, and recommend that it do not

pass, and ask to be discharged from the further consideration

of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

on motion of Mr. Moshier,

the bill was laid on the table.

by the committee on judiciary:

the committee on judiciary, to whom was referred Senate

Bill No. 16, entitled

bill to provide for the election of two circuit court com-

missioners in counties having a population of twenty thou-

sand or more, and to legalize the election of two circuit court

commissioners in certain counties at the general election in

1901,

respectfully report that they have had the same under con-

sideration, and have directed me to report the same back to

the House, without amendment, and recommend that it do

not pass, and ask to be discharged from the further consideration

of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to amend sections 10 and 11, and to repeal section 12, of chapter 166, of the compiled laws, being chapter 141 of the revised statutes of 1846, entitled "Of the punishment of fraudulent debtors,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

On motion of Mr. J. Haynes,

The bill was laid on the table.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to amend sections 4773, 4774, 4775, and 4776 of the compiled laws, relating to proceedings against debtors by attachment,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Copley,

The bill was laid on the table.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to amend section 3, of chapter 77, of the revised statutes of 1846, the same being section 3041, of chapter 101,

the compiled laws, relating to the sale of lands for the payment of debts by executors, administrators, and guardians, respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to amend section 39, of chapter 91, of the revised statutes of 1846, the same being section 3645, of chapter 116, the compiled laws, relating to probate courts,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred Senate bill No. 4, entitled

A bill to amend section 14 of an act entitled "An act to provide for the organization of the Supreme Court, pursuant to section 2, of article 6, of the constitution," approved February 16, 1857.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do

pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on federal relations:

The committee on federal relations, to whom was referred the petition of the Board of Metropolitan Police Commissioners of the city of Detroit, have had the same under consideration, and beg leave to report that, in the opinion of your committee, the points made by the said Police Commissioners are good, and ought to be provided for,—that the passage of a mere hair-line ought not to exempt criminals from arrest, trial, and punishment for crime. They should be made to atone to the offended law. We therefore report the following concurrent resolution:

Resolved (the Senate concurring), That our Senators in Congress be instructed, and our Representatives be requested to use their influence to secure such action as will extend the operation of the extradition treaty now existing between the British and United States governments, so that it may include a much greater variety of criminal offenses against the laws of both governments than are found to be now provided for by the provisions of the Ashburton treaty.

Resolved, That the Governor be and he hereby is requested to forward copies of the foregoing resolution to each of our Senators and Representatives in Congress,

And recommend that the same be adopted, and that the committee be discharged from the further consideration of the subject.

W. H. BROCKWAY, *Chairman.*

Report accepted and committee discharged.

The concurrent resolution was laid on the table for one day, under the rules.

y the committee on engrossment and enrollment:

he committee on engrossment and enrollment report as
ectly enrolled and presented to the Governor, the following
s:

ouse bill No. 9, being

bill to amend section 18, of "An act to authorize the
iness of banking," approved February 16, 1857;

Also, House bill No. 22, being

A bill to extend the time of the collection of certain ditch
es extended and spread upon the roll of the township of
vi, in the county of Oakland, and for the relief of the
sons who have paid the highway ditch tax in said township,
d to legalize the acts of the drainage commissioners of said
nty, in the matter of ditches surveyed and laid out in said
vnship, and the tax-roll of said township as to said ditch
es spread thereon;

Also, the following concurrent resolution:

Resolved (the Senate concurring), That our Senators and
representatives in Congress be and are hereby requested to
roduce and urge the passage of a bill granting pensions to
e surviving soldiers, and the widows of deceased soldiers, of
e war of 1812;

Also, House manuscript joint resolution, entitled

Joint resolution authorizing the Governor to sell ordnance,
and ordnance stores;

Also, House bill No. 16, being

A bill to organize the county of Kalkaska, and attach thereto
he unorganized county of Crawford.

JOHN LANDON, *Chairman*.

Report accepted.

By the committee on agriculture:

The committee on agriculture, to whom was referred

A bill to repeal act No. 205, of the session laws of 1865,

pproved March 16, 1865, relating to a tax upon dogs,

Respectfully report that they have had the same under con-

sideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

E. R. MILLER, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on local taxation :

The committee on local taxation, to whom was referred

A bill to authorize the supervisors of the city of Coldwater, in the county of Branch, to assess, levy and collect upon the taxable property of said city, three thousand dollars, to aid in the construction of a county jail and sheriff's house in said city ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. H. CRANE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. H. Haynes,

The rules were suspended, and the bill was put on its immediate passage.

The bill was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adam,
Adams,
Adsit,
Andrews,
Barnaby,
Boyce,
Brockway,
Brown,
Cameron,
Chamberlain,

Mr. Gillam,
C. B. Grant,
R. J. Grant,
Gorman,
Gray,
Green,
Greusel,
Grosvenor,
Haack,
Harris,

Mr. Millington,
Minne,
P. Mitchell,
W.H.C. Mitchell,
Montgomery,
Norris,
J. M. Osborn,
Pearl,
Pattengell,
Phillips,

Cherry,	Mr. H. Haynes,	Mr. Pierson,
Childs,	J. Haynes,	Post,
Clement,	Hazen,	Priest,
Climie,	N. R. Hill,	Riford,
Cochrane,	S. W. Hill,	Rood,
Congdon,	Houseman,	Roof,
Copley,	Hoyt,	Ross,
Coulter,	Huff,	Runyan,
Crane,	Hughes,	Smith,
Crofoot,	Hurlbut,	Sumner,
Dalton,	Kellogg,	Swineford,
Doty,	Knapp,	Van Scoy,
Edwards,	Lamb,	Walker,
Fenton,	Landon,	Walton,
Ferris,	Little,	Watkins,
Ferry,	McGonegal,	Webster,
Frost,	E. R. Miller,	White,
Garfield,	N. L. Miller,	Williams,
Garrison,	R. C. Miller,	Speaker,
Gibson,		

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NAYS.

0

Title agreed to.

On motion of Mr. Williams,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on State affairs:

The committee on State affairs, to whom was referred

A bill to amend section 59, of chapter 14, of the revised statutes of 1846, being section 399, of chapter 10, of the compiled laws, entitled "Of county officers;"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. CAMERON, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on agriculture :

The committee on agriculture, to whom was referred

A bill to amend section 7 of act No. 205, of the session laws of 1865, entitled "An act to provide for a tax on dogs,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JACOB WALTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Walton,

The bill was laid on the table.

By the committee on State affairs :

The committee on State affairs, to whom was referred

Senate bill No. 30, entitled

A bill to amend section 3, of act number 125, of the session laws of 1869, entitled "An act to amend an act to provide for the registration of births, marriages, and deaths, being act number 194, of session laws of 1867, approved March 27, 1867, and to add a new section thereto."

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

A. CAMERON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. J. Haynes,

The House concurred in the amendment made to the bill by the committee.

Mr. Williams moved to lay the bill on the table ;

Which motion did not prevail.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

y the committee on lumber interests:

the committee on lumber interests, to whom was referred
bill to amend section five of an act entitled "An act to
orize the formation of corporations for the running, boom-
and rafting of logs," approved February 4th, A. D. 1864,
respectfully report that they have had the same under con-
sideration, and have directed me to report the same back to the
House, without amendment, and recommend that it do pass,
and ask to be discharged from the further consideration of the
subject.

RICHARD FERRIS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee
on the whole, and placed on the general order.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }
Lansing, January 25, 1871. }

The Speaker of the House of Representatives:

MR.—I am instructed by the Senate to transmit the follow-
ing bills:

Senate bill No. 7, entitled

bill to amend an act entitled "An act to revise the charter
of the city of Detroit," approved February 5, 1857, as amended
by several acts amendatory thereof;

Senate bill No. 31, entitled

bill to amend section sixty-five, of chapter fourteen, of the
compiled statutes of 1846, being section four hundred and six of
the compiled laws, relative to county officers;

Which have passed the Senate by a majority vote of all the
Senators elect, and by a vote of two-thirds of all the Senators
present, and been ordered to take immediate effect, and in all of which
the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,
Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

The second named bill was read a first and second time by its title, and referred to the committee on State affairs.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, January 25, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill:

House manuscript bill, entitled

A bill to authorize the "Oakland County Agricultural Society" to issue bonds, and to mortgage its real and personal estate to secure the same;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,
Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, January 25, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 29, entitled

A bill for the prevention of cruelty to animals, and to repeal section 5879 of the compiled laws;

Which has passed the Senate by a majority vote of all the

rs elect, and in which the concurrence of the House is fully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

bill was read a first and second time by its title, and d to the committee on State affairs.

NOTICES.

Grosvenor gave notice that on some future day he would ave to introduce

ill to allow a bridge to be constructed across the river , in the 1st ward of the city of Monroe, and to authorize ty of Monroe to aid in its construction.

Hazen gave notice that on some future day he would ask to introduce

ill to provide for the construction of a drain or ditch in wnship of Lynn, in the county of St. Clair, and making priation of swamp land therefor.

Clement gave notice that on some future day he would ave to introduce

ill to incorporate the village of Grass Lake, in the county ckson.

Adsit gave notice that on some future day he would ask to introduce

ill to prevent fishing with seines and every kind of con- us nets in the waters of Spring Lake, in the counties of a and Muskegon.

Roof gave notice that on some future day he would ask to introduce

ill to amend the charter of the village of Portland;

o,

ill to incorporate the village of Muir, in Ionia county.

INTRODUCTION OF BILLS.

Mr. Hurlbut, previous notice having been given and leave being granted, introduced

A bill to provide for the uniform assessment of property and for the collection and return of taxes thereon; and to repeal act No. 169 of the session laws of 1869, entitled "An act to provide for uniform assessment of property, and for the collection and return of taxes thereon," approved April 1869.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Dalton, previous notice having been given, and leave being granted, introduced

A bill to extend the time for the collection of taxes in the township of Hamtramck, in the county of Wayne.

The bill was read a first and second time by its title, and, On motion of Mr. Cochrane,

The rules were suspended and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,
Adams,
Adsit,
Andrews,
Barnaby,
Bates,
Boyce,
Brockway,
Brown,
Cameron,
Chamberlain,
Cherry,
Ohilds,
Clement,
Climie,
Cochrane,

Mr. C. B. Grant,
R. J. Grant,
Gorman,
Green,
Greusel,
Grosvenor,
Haack,
Harris,
Hart,
H. Haynes,
J. Haynes,
Hazen,
N. R. Hill,
S. W. Hill,
Houseman,
Hoyt,

Mr. P. Mitchell,
W.H.C. Mitchell,
Montgomery,
Moshier,
Norris,
C. Y. Osburn,
J. M. Osborn,
Pearl,
Pattengell,
Phillips,
Pierson,
Post,
Priest,
Riford,
Roof,
Ross,

Congdon,	Mr. Hughes,	Mr. Runyan,	
Copley,	Hurlbut,	Smith,	
Coulter,	Huston,	Sumner,	
Crane,	Kellogg,	Swineford,	
Dalton,	Knapp,	Tobey,	
Doty,	Lamb,	Van Scoy,	
Edwards,	Landon,	Walker,	
Fenton,	Little,	Walton,	
Ferris,	McGonegal,	Watkins,	
Ferry,	E. R. Miller,	Webster,	
Frost,	N. L. Miller,	White,	
Garrison,	R. C. Miller,	Williams,	
Gibson,	Millington,	Speaker.	
Gillam,	Minne,		89
	NAYS.		0

title agreed to.

On motion of Mr. Pattengell,

by a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Garfield, previous notice having been given and leave being granted, introduced

A bill to amend section 27, of an act entitled "An act to provide for the uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1899.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Huston, previous notice having been given and leave being granted, introduced

A bill to provide for the laying out, establishing, and construction of the Wahjamega and Sebewaing State road, and making an appropriation of non-resident highway tax for the same.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. W. H. C. Mitchell, previous notice having been given and leave being granted, introduced

A bill to organize the county of Missaukee.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Swineford, previous notice having been given and leave being granted, introduced

Joint resolution asking the Congress of the United States for a grant of lands to aid in the construction of a railroad from the Straits of Mackinaw *via* Marquette and the head of Keweenaw Bay, to the Montreal river.

The joint resolution was read a first and second time by its title, and referred to the committee on federal relations.

THIRD READING OF BILLS.

House bill No. 25, entitled

A bill making an appropriation for the support of the State Agricultural College, to pay the arrearages of the same, to pay the expenses of the State Board of Agriculture, and for the erection of a chemical laboratory for the State Agricultural College,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gibson,	Mr. Knapp,
Adams,	C. B. Grant,	Lamb,
Adsit,	R. J. Grant.	Landon,
Bates,	Gray,	Little,
Boyce,	Green,	McGonegal,
Brockway,	Greusel,	E. R. Miller,
Brown,	Grosvenor,	N. L. Miller,
Cameron,	Haack,	P. Mitchell,
Cherry,	Harris,	Montgomery,
Childs,	Hart,	Norris,
Copley,	J. Haynes,	C. Y. Osburn,
Coulter,	Hazen,	Pattengell,
Crane,	S. W. Hill,	Phillips,
Dalton,	Holt,	Post,
Doty,	Hoyt,	Priest,
Fenton,	Huff,	Rood,
Ferris,	Hughes,	Smith,
Garfield,	Huston,	Van Scoy,
Garrison,	Kellogg,	Speaker,

NAYS.

Andrews,	Mr. H. Haynes,	Mr. Roof,
Barnaby,	N. R. Hill,	Ross,
Chamberlain,	R. C. Miller,	Runyan,
Clement,	Millington,	Sumner,
Climie,	Minne,	Tobey,
Cochrane,	Moshier,	Walker,
Congdon,	J. M. Osborn,	Walton,
Edwards,	Pearl,	Webster,
Frost,	Pierson,	White,
Gillam,	Riford,	Williams,
Gorman,		

31

The question being on agreeing to the title,

Mr. Adam moved to amend by striking out all after the word "agriculture;"

Which motion prevailed.

The title as amended was then agreed to.

Mr. Pattengell moved that the bill be ordered to take immediate effect;

Which motion did not prevail.

Senate manuscript bill, entitled

A bill to legalize the action of the joint boards of school inspectors of the townships of Fair Grove, Gilford, and Den-
rk, in the county of Tuscola, Michigan,

Was read a third time and passed, a majority of all the mem-
bers elect voting therefor, by yeas and nays, as follows:

YEAS.

Adam,	Mr. Gorman,	Mr. Millington,
Adams,	Gray,	Minne,
Adsit,	Green,	P. Mitchell,
Andrews,	Greusel,	Montgomery,
Bates,	Grosvenor,	Moshier,
Boyce,	Haack,	Norris,
Brockway,	Harris,	C. Y. Osburn,
Brown,	H. Haynes,	J. M. Osborn,
Chamberlain,	J. Haynes,	Pattengell,
Cherry,	Hazen,	Phillips,
Childs,	N. R. Hill,	Pierson,
Climie,	S. W. Hill,	Post,
Congdon,	Holt,	Priest,

Mr. Coulter,	Mr. Hoyt,	Mr. Riford,	
Crane,	Huff,	Rood,	
Crofoot,	Hughes,	Roof,	
Doty,	Hurlbut,	Ross,	
Edwards,	Huston,	Runyan,	
Fenton,	Kellogg,	Smith,	
Ferris,	Knapp,	Sumner,	
Frost,	Lamb,	Tobey,	
Garfield,	Landon,	Walton,	
Garrison,	Little,	Watkins,	
Gibson,	McGonegal,	Webster,	
Gillam,	E. R. Miller,	White,	
C. B. Grant,	N. L. Miller,	Williams,	
R. J. Grant,	R. C. Miller,	Speaker,	81

NAYS.

Mr. Walker,

Title agreed to.

On motion of Mr. Garrison,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 23, entitled

A bill to extend the time of payment of drain taxes in the township of Burlington in the county of Lapeer,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adam,	Mr. Gorman,	Mr. Minne,
Adams,	Gray,	P. Mitchell,
Adsit,	Green,	Montgomery,
Andrews,	Greusel,	Moshier,
Bates,	Grosvenor,	Norris,
Boyce,	Haack,	C. Y. Osburn,
Brockway,	Harris,	J. M. Osborn,
Brown,	Hart,	Pearl,
Cameron,	H. Haynes,	Pattengell,
Chamberlain,	J. Haynes,	Phillips,
Cherry,	Hazen,	Pierson,
Childs,	N. R. Hill,	Post,
Clement,	S. W. Hill,	Priest,
Climie,	Holland,	Riford,
Cochrane,	Houseman,	Rood,
Congdon,	Hoyt,	Roof,

opley,	Mr. Huff,	Mr. Ross,	
oulter,	Hughes,	Runyan,	
rane,	Hurlbut,	Smith,	
rofoot,	Huston,	Sumner,	
oty,	Kellogg,	Swineford,	
enton,	Knapp,	Tobey,	
erris,	Lamb,	Van Scoy,	
erry,	Landon,	Walker,	
arfield,	Little,	Walton,	
arrison,	McGonegal,	Watkins,	
ibson,	E. R. Miller,	Webster,	
illam,	N. L. Miller,	Williams,	
J. B. Grant,	R. C. Miller,	Speaker,	
R. J. Grant,	Millington,		89
	NAYS.		0

le agreed to.

motion of Mr. Rood,

a vote of two-thirds of all the members elect, the bill
ordered to take immediate effect.

MOTIONS AND RESOLUTIONS.

J. Haynes moved to discharge the committee of the
e from the further consideration of House bill No. 50,
led

bill to legalize the tax-roll of the unorganized territory of
county of Alpena, for the year 1870 ;

hich motion prevailed.

a motion of Mr. J. Haynes,

he bill was put on its immediate passage.

he bill was then read a third time and passed, a majority

l the members elect voting therefor, by yeas and nays, as

ws:

YEAS.

Adam,	Mr. Gorman,	Mr. Millington,
Adams,	Gray,	Minne,
Andrews,	Green,	P. Mitchell,
Bates,	Greusel,	W.H.C. Mitchell,
Boyce,	Grosvenor,	Montgomery,
Brockway,	Haack,	Moshier,
Brown,	Harris,	Norris,
Cameron,	Hart,	C. Y. Osburn,

Mr. Chamberlain,	Mr. H. Haynes,	Mr. J. M. Osborn,
Cherry,	J. Haynes,	Pearl,
Childs,	Hazen,	Pattengell,
Clement,	N. R. Hill,	Phillips,
Climie,	S. W. Hill,	Pierson,
Cochrane,	Holland,	Post,
Congdon,	Houseman,	Priest,
Copley,	Hoyt,	Riford,
Coulter,	Huff,	Roof,
Crane,	Hughes,	Ross,
Crofoot,	Hurlbut,	Runyan,
Doty,	Huston,	Smith,
Fenton,	Kellogg,	Sumner,
Ferris,	Knapp,	Swineford,
Ferry,	Lamb,	Tobey,
Frost,	Landon,	Van Scoy,
Garfield,	Little,	Walker,
Garrison,	McGonegal,	Walton,
Gibson,	E. R. Miller,	Watkins,
C. B. Grant,	N. L. Miller,	Webster,
R. J. Grant,	R. C. Miller,	Speaker,

NAYS.

Mr. Gillam,

Title agreed to.

On motion of Mr. J. Haynes,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

SPECIAL ORDER.

The Speaker announced that the hour had arrived for the consideration of the special order of the day, being the report of the majority of the committee on elections, in the contested election case of Frederick L. Wells *vs.* Samuel L. Boyce.

The minority of the committee on elections asked and obtained the unanimous consent of the House to submit the following report:

The undersigned, minority of the committee on elections, to whom was referred the memorial of Frederick L. Wells, asking to be admitted to the seat in the House now occupied by Samuel L. Boyce, from the 2d Representative District of St.

ir county, after a careful examination of all the facts and circumstances of the case brought before the committee, find themselves wholly unable to agree with the final conclusion arrived at by the majority of said committee, are obliged to dissent therefrom, and respectfully ask leave to submit the following minority report:

The minority deem it important at the outset of the investigation to advert to the relative positions of the contestant and the sitting member before the committee and the House, under all defined legal and equitable rules properly governing in this class of cases, to wit:

1st. The statement of the board of district canvassers for said district shows that Samuel L. Boyce, the sitting member, received a majority of two of all the votes cast in said district (Boyce receiving 830, and Wells, 828), and was therefore declared duly elected to said office of Representative.

2d. The statement of the board of district canvassers is based upon the several statements of votes made to them, in accordance with the requirements of law governing general elections, by the proper officers charged in the law with the duty of conducting elections in the several voting precincts composing said district, viz: The townships of Beachville, Wyde, Fort Gratiot, Grant, Kimball, and Port Huron, and the 1st, 2d, 3d, and 4th wards in the city of Port Huron, nominated inspectors of election, whose duty it is, under the law, to make such statements, each of which the law presumes to be correct and true. Mr. Boyce, then, is, *prima facie*, the legally elected Representative from said district.

These several statements, however, although the law presumes them to be correct and true, are not beyond question, and are liable to be rebutted by preponderating weight of evidence, but the *onus probandi*, or burden of proof, rests upon the party seeking to discredit them for any cause.

On behalf of the contestant it is claimed that in making the aggregate of votes placed to the credit of the sitting mem-

ber by the board of district canvassers, the said canvassers received as true, the statement in form, of the inspectors of election in the third ward of the city of Port Huron, showing that the sitting member received in said ward one hundred and five votes for Representative, and the contestant received eighty-four votes for the same office; whereas, in fact and in truth, that while the vote cast for the contestant in said ward is correctly given in said statement, the whole number of votes actually cast for the sitting member in said ward was only ninety-seven, and this theory of the contestant is claimed to be supported and demonstrated to be true, by the testimony of one John W. Twiss, George R. Hairn, Harry Traver, and Fred A. Hibbard, residents of Port Huron, who were sworn and examined as witnesses on behalf of the contestant before the committee, who state, each for himself, that they were present at the counting and canvassing of the votes cast for the office of Representative in said third ward of the city of Port Huron; two of whom, George Hairn, and Fred. A. Hibbard, express the positive conviction that they heard the announcement made by one of the inspectors of the election to the poll clerks thereof, from time to time, of the number of votes found in the several parcels or packages of ballots so counted for the respective candidates for Representative, and that they each made at the time, computation and memoranda of the aggregate number of the votes so found and announced as aforesaid; that their figures agreed with the check list that the poll clerk had; that the figures showed 97 votes for Samuel L. Boyce, and 84 votes for Frederick L. Wells. Mr. Hairn says that "as soon as he found out these amounts agreed, he left; that is all he knows about it; that he did not hear the result publicly declared at the end of the count; that he was not present to hear the final result declared." Mr. Hibbard thinks that the 97, aggregate number of votes so found for Boyce at said count, was made up by adding eleven votes found upon Prohibition tickets for Boyce to the number 86 already found for him upon

ballots, and at the same time expresses the confident that the inspectors had finished the count for Representative when he left. Mr. Twiss in his testimony states that he present at the counting of the votes in the third ward in Huron, but left before they got through; they commenced the Governor and canvassed down below Representative he was present; that he kept a tally of the various as they were canvassed, not in detail, but as they added up, and set opposite each candidate's name as votes were given; that his position was such that he see the figures made by the clerk at the end of table at which the inspectors and clerks were seated; table was within the bar of the council room; he separated from the end of the table and from the clerk at that end, only by the bar railing; that he kept the as aforesaid on three tickets, Republican, Democratic, and Prohibition. At this point, the attention of the witness being directed to three tickets then and there produced, upon which corresponding figures appeared (in pencil), were identified by the witness as the same kept by him, according to his best recollection; that he believes his figures agreed with those of the clerk seated next to him; was told afterwards that the clerk's name was Barry who was keeping the check list, and expresses the confident belief that he was present during the counting of votes for Representative, but does not assume to have heard any declaration of the number of votes cast made by the inspectors; the clerks said there were 190 votes cast; that he does not know of any tickets being found upon which the name of one of the Representatives did not appear. He was the nominee of both the Democratic and Prohibition party.

Mr. Traver states that he heard the result declared on Representative, as 86 for Mr. Boyce, 11 Prohibition for Mr. Boyce, 84 for Mr. Wells; that he is not positive whether it was announced by Mr. Atkinson or by the poll clerks; that Mr.

Atkinson was one of the inspectors; he did not stay till the canvass got through with the canvass entirely, but stayed until the canvass got through with the canvass of the Representative. Traver, upon cross examination, thinks that some member of the Board declared how many votes each one had, and the clerks put it down; heard the result declared on other candidates, but cannot tell the number of votes cast for any other candidate; was not interested in any other candidate.

It is further assumed by the majority, that the above mentioned testimony on behalf of the contestant is corroborated by another class of testimony that (with all due deference to the majority) appears to the minority as not only novel but extraordinary—challenging the claim of serious consideration by reason of having been submitted by honorable gentlemen constituting the majority of the committee. The simple fact that at the close of an exciting canvass in a city embittered in a particular ward by real or imaginary sectarian grievances, the assumed triumph of Wells over Boyce in a Democratic district took counsel of semi-delirium, and, being transmitted upon the streets of Port Huron with almost electro-magnetic celerity, found its way into the morning papers of the respective parties of the city, is not of sufficient force, as evidence of the assumed fact, as to commend it to the credence of any person who is not exceedingly anxious to be convinced of a fact most ardently desired.

The minority will remember that about the morning of November 9th ultimo, Mr. Francis C. St. Aubin was claimed by the Democratic press, and conceded by at least some portion of the Republican press of the same city, as one of the Representatives elect, instead of Hon. John Greusel, from the Detroit district of Wayne county, who was found, upon the official canvass of the district, to have received two more votes than St. Aubin; and yet we have never heard it claimed as evidence of the election of Mr. St. Aubin and the defeat of Mr. Greusel,—in fact, the error is not unusual in a district where the canvass is close and the contest exciting.

While the minority, for the purposes of this investigation, unwilling to admit the sincerity of the motives of the witnesses examined on behalf of the contestant, and that they had conversations and announcements by some parties, and made figures, so far as each assumes to speak, not altogether unlike that detailed in their testimony, and departed from the rolls in said third ward of Port Huron, in the confidence that they respectively carried with them, either upon paper or in the mind, the real final announcement, facts and figures of that canvass; but it is sometimes said that arguments answers to the frame-work and enclosure of a superstructure, that illustration answers to the windows that admit rays upon the interior work. To this we invite your attention: These gentlemen, Messrs. Twiss, Hairn, Hibbard, Traver, were bystanders, having no part and bearing no moral or moral responsibility in conducting the election or canvass; responsible to no authority, and amenable to no tribunal, for an inadvertant error, and simply feeling the ordinary solicitude of a partisan for the success of a candidate, situated in a well-filled part of the courtroom, and separated from the board of inspectors of election by the railing of the bar. To assume that they were among others doubtless equally eager to agreeable results, pressing upon the partition railing, necessarily involving a degree of confusion, depending alone upon the observation and what might be elicited by interrogation the clerk most remote from the executive board, whose answers were confined to motions with his pen or pencil, they are less likely to arrive at erroneous conclusions of fact than sworn officers of the law, to the mind of the minority it appears to presuppose in them a basis of perfection not common to humanity.

The minority, therefore, submit that under the ordinary law of evidence, whose dominion in that regard is fully in accord with the law of reason, justice, and equity, with no circum-

stances to suggest fraud or gross carelessness on the part of the canvassers in conducting the canvass and count of the votes, whether the preponderating weight is not in favor of the statement of the number of votes cast in said ward for the office of Representative made by the inspectors of election therein in obedience to the imperative requirements of the law, over the irresponsible conclusions of bystanders brought there by partisan solicitude?

But the ordinary official statement of the board of inspectors of the election held in said third ward in the city of Port Huron, showing a sufficient number of votes cast in said ward when added to the whole number of votes cast for the sitting member in the other voting preeincts in the second district of St. Clair county, to authorize the board of district canvassers to declare him elected by two majority of all the votes cast in said district for said office of Representative, is not left alone and unsupported. Each and all of the inspectors of said election so held in said third ward have appeared in person, and each, upon his oath, has given his testimony before the committee, to wit: O'B. J. Atkinson, Thomas K. Whitman, and Peter J. O'Neil, all of whom appeared candid, and evinced no interest except that prompted by an apparent desire to state the truth. The latter, Mr. O'Neil, appears to be a man far advanced in years, and knows but very little about the facts and circumstances of that election, or the result found at the canvass, he having left the general conducting of the election to Messrs. Atkinson and Whitman, with the aid of the clerks. His testimony was therefore of no value, except so far as it carried conviction to the mind of the committee (as we understand) of the sincerity of his purposes. While Mr. Atkinson and Mr. Whitman both agree in their testimony that Samuel L. Boyce, the sitting member, received in said third ward one hundred and five votes, made up of ninety-seven votes found for him upon the Democratic and Republican tickets, and eight votes found for him upon the Prohibition

cket, and that Mr. Wells received eighty-four votes in said ward, the testimony of Atkinson and Whitman to that effect conceded by the majority of the committee. The majority further concede that they are inclined to believe that the inspectors were led into making the return, and into what evidently appears to be their honest convictions, as declared after the canvass by the statements on the tally-list of said Barry, as they appeared on Monday, the 14th, rather than by any positive recollections of the result independent of said tally-lists, and that said lists had been altered by some one with a view to change the result of said election." This concession may, with propriety, be accepted by the minority, so far as it operates as an indorsement by the majority, of the candor and integrity of Messrs. Atkinson and Whitman, a tribute that the personal manner of both will challenge in any society of gentlemen with whom they may be brought in contact, but the minority find themselves unable to agree with the majority, that Messrs. Atkinson and Whitman were the victims of the artifice of some other person who had altered the lists, with a view to change the result of said election, for the reason that it is wholly inconsistent with the testimony, positive, of Atkinson. He states that he gives the number of votes cast for Boyce from recollection; that he is the more positive in his recollections by reason of the fact, among other things, that both himself and his brother were personally sustaining unfriendly relations with Boyce, and neither, preceding the time of voting, contemplated voting for him. His brother resided in the township of Port Huron, about three miles distant from the city; that on the eve of election day there was a party at his brother's; that he, Atkinson, attended, and arrived within one-half hour after the closing of the canvass in said third ward; that the subject of the vote upon Representative in said third ward, then and there became the subject of conversation between himself and his brother, in which

he distinctly recollects stating to the brother the majority cast in said ward to have been over twenty; that from said information so communicated, his brother made calculation, or estimates, that figured Boyce elected, and expressed his regrets thereat. Mr. Whitman is nearly, or equally positive in relation to the number of votes cast in said ward for said Boyce; they are both fully supported in that regard by the affidavits of Barry, the poll clerk, who swears positively in relation to the number,—105 votes cast in said third ward for Boyce,—as found and declared by said canvass on the evening of election, and as to the manner in which the aggregate was found to have been made, to wit: of 97 Democrat and Republican, and 8 upon the Prohibition. The theory of the sitting member is further corroborated by the fact that no witness can recollect a single ballot upon which the name of Representative did not appear, while to admit the theory of the contestant, there must have been at least eight ballots upon which the Representative was erased and no name substituted. The tally, or check-list alluded to in the testimony of Atkinson and others, kept by the canvassers on the occasion of the canvass and count on the eve of election aforesaid, identified by the affidavits of both Atkinson and Barry, has been examined by the minority, and at the earliest practicable opportunity was placed in the hands of the chairman of the committee, with such suggestions as were thought sufficient to direct his attention to the examination thereof, but seems to have been inadvertently overlooked. Said tally or check list fully corroborates the testimony of the witnesses, Atkinson, Whitman and Barry.

The minority agree with the majority that the city clerk is the legal custodian of the ballot box, but they cannot agree with the majority that the statute (the law of 1861, page 294), prohibiting adjournment before canvassing the vote, or that section 39, compiled laws, page 110, limits the time, except by implication, if at all, to the same day of election for the draw-

of the statement and depositing a duplicate with the box, as intimated by the majority report, and, mandatory, such a construction will not be given to it as to enchain and defeat the intention when the candidate is party to the error, and your minority cannot refrain from expression of the conviction that the said statute in relation to the drawing up of the statement on the same day, is mandatory, but, at most, directory.

The undersigned are, therefore, of the opinion that Samuel Joyce received the highest number of votes in said 2d Representative District of St. Clair county, and was equitably, in fact elected to said office of representative, and is justly entitled to hold his seat as such.

They therefore recommend the adoption of the following resolution as a substitute for that offered by the majority of the committee:

Resolved, That the petition or memorial of Frederick L. [name], asking for a seat in this House as a representative from the 2d District of St. Clair county, in the place of Samuel L. [name], now occupying such seat, be rejected, and the prayer thereof refused.

M. M. ATWOOD,

JULIUS HOUSEMAN,

Minority of Committee on Elections.

Report accepted.

Mr. Hazen moved that the resolution accompanying the majority report be adopted;

On reading which motion,

Mr. Gray moved that the House take a recess until half-past six P. M.

Mr. C. Y. Osburn moved to make the hour 2 o'clock instead of half-past 1;

On which motion prevailed.

The motion to take a recess then prevailed.

AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

The Speaker announced that the hour had arrived fixed meeting the Senate in joint convention.

Mr. Brockway moved that a committee of three be appointed to inform the Senate that the House is ready to receive them in joint convention;

Which motion prevailed.

The Speaker announced as such committee, Messrs. Brockway, R. C. Miller, and Ross.

After a short absence the committee reported that they had performed the duty assigned them, and were discharged.

The Sergeant-at-Arms announced the Honorable the Senators who were conducted to seats.

PROCEEDINGS IN JOINT CONVENTION.

The joint convention was called to order by the Hon. Morgan Bates, Lieutenant Governor and President of the Senate.

The roll of the Senate was called by the Secretary thereof, and a quorum of the Senators were present.

The roll of the House was called by the Clerk thereof, and a quorum of the members were present.

The President of the Senate announced the object of the joint convention to be, to appoint a suitable person to collect and compile the general laws in force and that may be enacted during the present session of the Legislature, in accordance with the law passed during the present session of the Legislature.

On motion of Senator Randall,

The joint convention proceeded *viva voce*, to appoint a person to collect and compile the general laws of the State.

The roll of the Senate was called by the Secretary thereof, with the following result:

FOR JAMES S. DEWEY.

Alexander, Begole, Hatheway, Jenks,	Mr. Price, Prutzman, Romeyn, Storrs,	Mr. Waterbury, Wheeler, White, Wood.	12
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FOR ANDREW HOWELL.

Cawley, Cravath, Dexter,	Mr. Hannahs, Mann, Neasmith,	Mr. Sheley, Stoddard, Wilcox.	9
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FOR THOMAS M. COOLEY.

Ball, Barber,	Mr. Emerson, Moffatt,	Mr. Randall, Stockbridge.	6
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FOR LYMAN D. NORRIS.

Briggs,	Mr. Gay,	Mr. Morton.	3
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The Clerk of the House called the roll of the House, with following result:

FOR JAMES S. DEWEY.

Adams, Adsit, Andrews, Atwood, Barnaby, Bates, Boyce, Brockway, Chamberlain, Cherry, Clement, Climie, Crofoot, Dalton, Doty, Edwards, Frost, Garrison,	Mr. Gibson, R. J. Grant, Gray, Greusel, Haack, Harris, Hart, Holland, Houseman, Hoyt, Huston, Kellogg, Lamb, Little, McGonegal, N. L. Miller, R. C. Miller,	Mr. Millington, Minne, W.H.C. Mitchell, Moshier, C. Y. Osburn, Pattengell, Phillips, Pierson, Priest, Rood, Runyan, Smith, Swineford, Tobey, Van Scoy, Webster, White,	52
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FOR THOMAS M. COOLEY.

Mr. Brown,	Mr. Grosvenor,	Mr. Montgomery,
Cochrane,	H. Haynes,	Post,
Coulter,	J. Haynes,	Riford,
Ferris,	Holt,	Sumner,
Ferry,	Hughes,	Watkins,
Garfield,	E. R. Miller,	Williams,
Gillam.	P. Mitchell,	Speaker,
C. B. Grant,		

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FOR ANDREW HOWELL.

Mr. Adam,	Mr. Hazen.	Mr. Landon,
Copley,	S. W. Hill,	Norris,
Crane,	Huff,	J. M. Osborn,
Fenton,	Knapp,	Walton,
Green,		

13

FOR LYMAN D. NORRIS.

Mr. Childs,	Mr. Gorman,	Mr. Roof,
Congdon,	Pearl,	Ross.

6

FOR BENJAMIN F. GRAVES.

Mr. Cameron,	Mr. Hurlbut,	Mr. Walker
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SUMMARY.

Whole number of votes cast:—

Senators	30
Representatives	96—126
For James S. Dewey:—	
Senators	12
Representatives	52—64
For Thomas M. Cooley—	
Senators	6
Representatives	22—28
For Andrew Howell—	
Senators	9
Representatives	13—22
For Lyman D. Norris—	
Senators	3
Representatives	6—9

Benjamin F. Graves—

Representatives 3— 3

The President of the Senate announced that James S. Dewey, having received a majority of all the votes cast, was appointed as compiler.

On motion of Senator Morton,

The joint convention adjourned *sine die*.

HENRY S. SLEEPER,

Secretary of the Senate,

N. B. JONES,

Clerk of the House of Representatives,

And Secretaries of the Joint Convention.

The Senators having retired,

The House was called to order by the Speaker.

Roll called: quorum present.

The Speaker announced that the joint convention had made choice of James S. Dewey to collect and compile the general laws of this State, with a view to reprinting the same, according to the provisions of the law approved January 25, 1871.

The House then resumed the

SPECIAL ORDER,

Being the consideration of the contested election case of Frederick L. Wells *vs.* Samuel L. Boyce.

The question being on the adoption of the following resolution, reported by the majority of the committee on elections:

Resolved, That Frederick L. Wells is legally entitled to the seat in this House occupied by Samuel L. Boyce, from the second representative district of St. Clair county,

Mr. Millington demanded the previous question.

The demand was not seconded.

Pending the adoption of the resolution,

Mr. Garfield moved that the House take a recess until 7 o'clock this evening.

Mr. C. B. Grant moved that the House adjourn ;
Which motion did not prevail.

The motion to take a recess until 7 o'clock this evening then prevailed.

EVENING SESSION.

7 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called : quorum present.

Mr. Fenton moved that there be a call of the House ;
Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the Clerk, and the following members were reported absent without leave :

Messrs. Andrews, Bates, Brockway, Brown, Chamberlain, Climie, Frost, Gray, N. R. Hill, Hughes, Hurlbut, C. Y Osburn, Sumner, Smith, Walker, Williams.

Mr. Cameron asked and obtained leave of absence for Mr. Walker for to-morrow.

Mr. H. Haynes asked and obtained leave of absence for Mr. N. R. Hill for the evening.

Mr. Tobey asked and obtained leave of absence for himself for the evening.

Mr. Webster asked and obtained leave of absence for himself for to-morrow.

Mr. P. Mitchell asked leave of absence for Mr. Brockway. Objected to.

The Sergeant-at-Arms announced Mr. Gray at the bar of the House.

On motion of Mr. Little,

Mr. Gray, was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Bates at the bar of the House.

motion of Mr. Little,

Bates was admitted within the bar, rendered an excuse, took his seat.

The Sergeant-at-Arms announced Mr. C. Y. Osburn at the bar of the House.

motion of Mr. Roof,

C. Y. Osburn was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Brown at the bar of the House.

motion of Mr. Pearl,

Mr. Brown was admitted within the bar, rendered an excuse, took his seat.

motion of Mr. Little,

and further proceedings under the call were dispensed with.

Mr. E. R. Miller asked leave of absence for himself for to-morrow. Objected to.

Mr. Gillam asked and obtained leave of absence for Mr. Wilberlain for to-morrow.

Mr. Edwards asked and obtained leave of absence for Mr. Wilberlain for to-morrow.

The House resumed the consideration of the

SPECIAL ORDER,

regarding the contested election case of Frederick L. Wells *vs.* Samuel L. Boyce.

The question pending being upon the adoption of the following resolution:

Resolved, That Frederick L. Wells is legally entitled to the seat in this House occupied by Samuel L. Boyce, from the Second Representative District of Saint Clair county,

Mr. Gray demanded the previous question.

The demand was seconded, and the main question ordered.

Mr. Hart demanded the yeas and nays.

The demand was seconded, and the resolution was adopted, yeas and nays, as follows:

YEAS.

Mr. Adams,
Andrews,
Barnaby,
Brown,
Cameron,
Cherry,
Copley,
Coulter,
Crane,
Crofoot,
Doty,
Ferris,
Garfield,
Garrison,
Gibson,

Mr. Gillam,
R. J. Grant,
Green,
Haack,
J. Haynes,
Hazen,
Holland,
Holt,
Hoyt,
Huff,
Huston,
Kellogg,
Knapp,
Lamb,
Landon,

Mr. McGonegal,
N. L. Miller,
R. C. Miller,
Millington,
P. Mitchell,
W.H.C. Mitchell,
Norris,
J. M. Osborn,
Pattengell,
Phillips,
Priest,
Riford,
Smith,
Tobey,
Walton.

NAYS.

Mr. Adam,
Adsit,
Atwood,
Bates,
Cement,
Cochrane,
Congdon,
Dakton,
Edwards,
Fenton,
Ferry,
Frost,
C. B. Grant,

Mr. Gorman,
Gray,
Grosvenor,
Harris,
Hart,
S. W. Hill,
Houseman,
Little,
E. R. Miller,
Minne,
Montgomery,
Moshier,
O. Y. Osburn,

Mr. Pearl
Pierson,
Post,
Rood,
Roof,
Ross,
Runyan,
Swineford,
Van Scoy,
Watkins,
Webster,
White

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The committee on ways and means, by unanimous consent, submitted the following report:

The committee on ways and means, who were instructed by a resolution of this House to report the amount of mileage due to each of the officers and members of the present Legislature, have had the subject under consideration, and would report the amount due as aforesaid to each of such officers and members as set forth in the following list of the same:

Mr. Adam.....	140
Adams.....	202
Adsit.....	220

[HOUSE OF REPRESENTATIVES. 377

Andrews	202
Atwood	42
Barnaby	140
Bates	250
Boyce	354
Brockway	120
Brown	100
Cameron	140
Chamberlain	274
Cherry	118
Childs	186
Clement	90
Climie	192
Cochrane	228
Congdon	120
Copley	196
Coulter	248
Crane	180
Crofoot	134
Dalton	248
Doty	42
Edwards	234
Fenton	1,044
Ferris	198
Ferry	186
Frost	192
Garfield	168
Garrison	78
Gibson	228
Gillam	190
C. B. Grant	154
R. J. Grant	96
Gorman	294
Gray	266
Green	224

Mr. Greusel	228
Grosvenor	288
Haack	160
Harris	2,060
Hart	4
H. Haynes	166
J. Haynes	174
Haywood	446
Hazen	336
N. B. Hill	200
S. W. Hill	2,003
Holland	1,950
Holt	244
Houseman	160
Hoyt	228
Huff	128
Hughes	66
Hurlbut	220
Huston	176
Kellogg	106
Knapp	192
Lamb	404
Landon	112
Little	130
McGonegal	228
E. R. Miller	162
N. L. Miller	288
R. C. Miller	122
Millington	210
Minne	376
P. Mitchell	116
W. H. C. Mitchell	1,074
Montgomery	62
Moshier	106
Norris	154

HOUSE OF REPRESENTATIVES.

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Y. Osburn	58
M. Osborn	204
Earl	228
Hattengell	208
Phillips	180
Pierson	228
Post	170
Priest	352
Riford	344
Rood	246
Roof	68
Roost	232
Ross	142
Runyan	286
Smith	78
Sumner	254
Swineford	1,760
Thayer	284
Tobey	208
Van Scoy	122
Walker	156
Walton	180
Watkins	194
Webster	180
White	180
Williams	180
Speaker	182
N. B. Jones, Clerk	2
S. F. Cook, Assistant Clerk	154
J. C. Howland, Assistant Clerk	218
Henry Underwood, Sergeant-at-Arms	170
J. L. McKean, Assistant Sergeant-at-Arms	368
H. N. Lawrence, Engrossing and Enrolling Clerk	166
L. M. Miller, Ass't Engrossing and Enrolling Clerk	316
A. M. Haynes, Clerk Judiciary Committee	220

And ask to be discharged from the further consideration of the subject.

HENRY H. HOLT, *Chairman*

Report accepted and committee discharged.

On motion of Mr. Garrison,

The report was adopted.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report correctly enrolled, signed, and presented to the Governor the following:

House manuscript joint resolution, being

Joint resolution making an appropriation of \$339.50 for parchment for the Roll of Honor, and for ruling and binding the same in accordance with the joint resolution, approved April 3, 1869;

Also, House bill No. 21, being

A bill to amend section thirteen, of chapter fifty-one of the compiled laws, relating to wolves and other noxious animals;

Also, House bill No. 31, being

A bill to legalize the tax-roll of the township of Alpena, in the county of Alpena, for the year 1870, and to extend the time for the collection of the taxes therein;

Also, House manuscript bill, entitled

A bill to authorize the Oakland County Agricultural Society to issue bonds, and to mortgage its real and personal estate to secure the same.

JOHN LANDON, *Chairman*.

Report accepted.

On motion of Mr. Huston,

The House adjourned until to-morrow morning at 9 o'clock.

Lansing, Friday, January 27, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Called: quorum present.

Present without leave: Messrs. Andrews, Brockway, Crofoot, Frost.

Landon asked and obtained leave of absence for Mr. Landon for the day.

Holland asked and obtained leave of absence for Mr. Holland for the day.

Millington asked and obtained leave of absence for Mr. Millington for the day.

Swineford asked leave of absence for himself, indefinitely.

White asked and obtained leave of absence for Mr. White for the day.

N. R. Hill asked and obtained leave of absence for himself for the day.

Frederick L. Wells, member elect from the second district of St. Clair county, appeared, took and subscribed the constitutional oath of office, and took his seat.

Hurlbut asked and obtained the consent of the House to record his vote in the affirmative on the adoption of the following resolution, which was adopted last evening:

Resolved, That Frederick L. Wells is legally entitled to the seat in this House occupied by Samuel L. Boyce, from the second representative district of St. Clair county.

PRESENTATION OF PETITIONS.

Mr. Grosvenor: Petition of Chas. F. Graner, Geo. Rapp, Stocket, V. Wier, O. Luce, S. Meyerfield and 90 others, citizens of the city of Monroe, asking that the militia law of Louisiana be so amended as to provide uniforms for State troops on duty;

referred to the committee on military affairs.

Mr. Grosvenor: Petition of Dr. J. R. Hyde, of Eaton

Rapids, and six others, asking for a chair of Homeopathy the State University;

Also, petition of J. A. Lynch, of Manchester, and six others for the same purpose;

Also, petition of B. L. Cleveland, of Dexter, and six others for the same purpose;

Also, petition of A. E. Colerick and six others, for the same purpose;

Also, petition of D. H. Long, of Eaton Rapids, and six others for the same purpose;

Also, petition of L. E. Knapp, of Linden, and six others, for the same purpose;

Also, petition of D. C. Gee and six others, for the same purpose;

Also, petition of Edwin C. Wilber, of Albion, and six others for the same purpose;

Also, petition of Wm. R. Gorton, and six others, for the same purpose;

Also, petition of S. Billings, and six others, for the same purpose;

Also, petition of W. A. Gibson, and 10 others, for the same purpose;

Referred to the committee on State affairs.

By Mr. Greusel: Remonstrance of J. Hoppmann, G. Bear and eight others, citizens of Wayne county, against the improvement of Fort street, in the township of Springwells;

Referred to the committee on banks and incorporations.

By Mr. Norris: Petition of C. J. Dickinson, and 60 other citizens of Hillsdale county, to so amend the present militia law as to provide uniforms for State troops;

Referred to the committee on military affairs.

By Mr. Ferris: Memorial of the ministers, elders, deacons and members of the Reformed Church of America, citizens of Michigan, asking that the death penalty be restored, so that our laws will harmonize with the laws of God;

Referred to the committee on State affairs.

By Mr. Hoyt: Petition of F. Buhl, and 30 others, citizens of Detroit, to change the name of the Fort Street and Elm-wood railway company, of Detroit;

Referred to the committee on internal improvements.

By Mr. Hoyt: Petition of the Metropolitan Police Commissioners of the city of Detroit, for the passage of a bill relating to the Detroit House of Correction, and to prevent crime by restraint and reformation of offenders;

Referred to the committee on State Prison.

By Mr. S. W. Hill: Petition of the tax-payers of the township of Sibley, Keweenaw county, to vacate said township, and attach the same to the township of Copper Harbor;

Also, petition of Jules Borie, and others, citizens of Copper Harbor, for the same purpose;

Referred to the committee on towns and counties.

By Mr. Huston: Petition of H. C. Marvin, and 19 others, citizens of Tuscola county, asking for a State road from Tahjamega to Sebewaing, to be constructed with non-resident highway moneys;

Also, Petition of John Fisher, and 17 others, citizens of Tuscola county, for the same purpose;

Referred to the committee on roads and bridges.

REPORTS OF STANDING COMMITTEES.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to incorporate the city of Greenville, together with a memorial and petition for the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the house, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when amended, do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. J. Haynes,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on federal relations:

The committee on federal relations, to whom was referred

Joint resolution asking the Congress of the United States for a grant of lands to aid in the construction of a railroad from the Straits of Mackinac *via* Marquette and the head of Keweenaw bay, to the Montreal river,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. H. Haynes,

The joint resolution was laid on the table.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to organize the township of Henderson, in the county of Wexford,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

N. L. MILLER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to organize the township of Riverside, in the unorganized county of Missaukee,
Respectfully report that they have had the same under consideration, and have directed me to report the same back to the house, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

N. L. MILLER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to organize the township of Clam Union, in the unorganized county of Missaukee;

Also,

A bill to organize the county of Missaukee,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the house, without amendment, and recommend that they do pass, and ask to be discharged from the further consideration of the subject.

N. L. MILLER, *Chairman.*

Report accepted and committee discharged.

The bills were ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies, to whom was referred manuscript Senate bill, entitled,

A bill to change the name of the First Presbyterian Society of Lower Saginaw,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the house, without amendment, and recommend that it do pass,

and ask to be discharged from the further consideration of the subject.

H. T. BARNABY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred Senate bill No. 31, entitled

A bill to amend section 65, of chapter 14, of the revised statutes of 1846, being section 406 of the compiled laws, relative to county officers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. CAMERON, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred Senate bill No. 29, entitled

A bill for the prevention of cruelty to animals, and to repeal section 5879 of the compiled laws,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. CAMERON, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

y the committee on local taxation:

the committee on local taxation, to whom was referred
bill to provide for a uniform assessment of property, and
the collection and return of taxes thereon; and to repeal
169 of the session laws of 1869, entitled "An act to pro-
for a uniform assessment of property, and for the collec-
and return of taxes thereon," approved April 6, 1869,
respectfully report that they have had the same under con-
sideration, and have directed me to report the same back to
House, without recommendation, and ask that it be printed
placed on the general order, and ask to be discharged from
further consideration of the subject.

A. H. CRANE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cameron,

The House concurred in the recommendation of the com-
tee, and the bill was ordered printed, referred to the com-
tee of the whole, and placed on the general order.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }
Lansing, January 26, 1871. }

the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the fol-
lowing bills:

1. Senate bill No. 5, entitled

A bill to amend sections 5, 6, 7, 8, 9, 10, 11, 12, 13, 16, and
of an act entitled "An act to provide for the incorporation
water-power companies," approved March 20, 1863, and to
end section one of an act entitled "An act to amend section
ten of act No. 232 of the session laws of 1863," being "An
to provide for the incorporation of water-power companies,"
approved March 20, 1863;

2. Senate bill No. 33, entitled

A bill to organize union school district No. 1 of the town-

ship of Alpena, in the county of Alpena, and to repeal section 20, of the laws of 1867, being an act to authorize the formation of union school district No. 1, in the township of Alpena in the county of Alpena;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on manufactures.

The second named bill was read a first and second time by its title, and referred to the committee on education.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, January 26, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bill:

Senate manuscript bill, entitled

A bill to legalize the organization of graded school district No. 1, of Port Austin township, Huron county, Michigan,

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The bill was read a first and second time by its title, and,
On motion of Mr. Huston,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was read a third time and passed, a majority
all the members elect voting therefor, by yeas and nays, as
follows:

YEAS.

Adam,	Mr. R. J. Grant,	Mr. R. C. Miller,
Adams,	Gray,	Millington,
Adsit,	Green,	Minne,
Atwood,	Greusel,	P. Mitchell,
Barnaby	Haack,	W.H.C. Mitchell,
Bates,	Harris,	Montgomery,
Brown,	Hart,	Moshier,
Cameron,	H. Haynes,	Norris,
Cherry,	J. Haynes,	C. Y. Osburn,
Childs,	Hazen,	J. M. Osborn,
Clement,	S. W. Hill,	Pattengell,
Cochrane,	Holland,	Phillips,
Congdon,	Holt,	Pierson,
Copley,	Houseman,	Priest,
Coulter,	Hoyt,	Riford,
Crane,	Huff,	Rood,
Dalton,	Hughes,	Roof,
Doty,	Hurlbut,	Ross,
Edwards,	Huston,	Sumner,
Fenton,	Kellogg,	Swineford,
Ferris,	Knapp,	Van Scoy,
Ferry,	Lamb,	Walton,
Garfield,	Little,	Watkins,
Garrison,	McGonegal,	Wells,
Gibson,	E. R. Miller,	White,
Gillam,	N. L. Miller,	Speaker,
C. B. Grant,		79

NAYS.

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Title agreed to.

On motion of Mr. Garrison,

By a vote of two-thirds of all the members elect, the bill was
ordered to take immediate effect.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, January 26, 1871. }

To the Speaker of the House of Representatives:

STR—I am instructed to return to the House the following
bills:

1. House bill No. 23, entitled

A bill to extend the time of payment of drain taxes in the township of Burlington, in the county of Lapeer ;

2. House bill No. 37, entitled

A bill to legalize the first charter election held in the village of Plainwell on the 29th day of March, A. D. 1869 ; also the acts of the village board, assessor, and marshal of said village of Plainwell for the years 1870 and 1871 ;

3. House manuscript bill, entitled

A bill to extend the time for the collection of taxes in the township of Hamtramck, in the county of Wayne,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The several bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, January 27, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following joint resolutions:

1. House joint resolution No. 3, entitled

Joint resolution asking the Congress of the United States to make an appropriation for the completion of the break-water at Marquette, on Lake Superior ;

2. House joint resolution No. 4, entitled

Joint resolution asking the Congress of the United States to make an appropriation for the completion of the harbor at the mouth of the Ontonagon river ;

the passage of which the Senate has concurred by a
 majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The joint resolutions were referred to the committee on
 crossment and enrollment, for enrollment.

NOTICES.

Mr. Kellogg gave notice that on some future day he would
 leave to introduce

A bill to amend the charter of the village of Saranac, Ionia
 county.

Mr. C. Y. Osburn gave notice that on some future day he
 would ask leave to introduce

A bill to incorporate the union school district of the city
 Owosso.

INTRODUCTION OF BILLS.

Mr. Watkins, unanimous consent being given, introduced
 a bill to extend the time for the collection of taxes in the
 township of Wayland, county of Allegan, until March 15,
 1871.

The bill was read a first and second time by its title, and

On motion of Mr. Watkins,

The rules were suspended, and the bill was put upon its
 immediate passage.

The bill was read a third time and passed, a majority of all
 the members elect voting therefor, by yeas and nays, as
 follows:

YEAS.

Mr. Adam,	Mr. Gorman,	Mr. R. C. Miller,
Adams,	Gray,	Millington,
Adsit,	Green,	Minne,
Atwood,	Greusel,	P. Mitchell,
Barnaby,	Grosvenor,	Montgomery,
Bates,	Haack,	Moshier,
Brown,	Harris,	Norris,

Mr. Cherry,	Mr. Hart,	Mr. C. Y. Osburn,
Childs,	H. Haynes,	J. M. Osborn,
Clement,	J. Haynes,	Pearl,
Cochrane,	Hazen,	Phillips,
Congdon,	S. W. Hill,	Pierson,
Copley,	Holland,	Post,
Coulter,	Houseman,	Priest,
Crane,	Hoyt,	Riford,
Dalton,	Huff,	Rood,
Doty,	Hughes,	Roof,
Edwards,	Hurlbut,	Ross,
Fenton,	Huston,	Smith,
Ferris,	Kellogg,	Swineford,
Ferry,	Knapp,	Van Scoy,
Garfield,	Lamb,	Walton,
Garrison,	Landon,	Watkins,
Gibson,	Little,	Wells,
Gillam,	McGonegal,	White,
C. B. Grant,	E. R. Miller,	Speaker,
R. J. Grant,	N. L. Miller,	

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NAYS.

Mr. Cameron, Mr. Sumner,

2

Title agreed to.

On motion of Mr. R. C. Miller,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. White, unanimous consent being given, introduced

A bill to amend the charter of the city of Pontiac.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Clement, previous notice having been given and leave being granted, introduced

A bill to incorporate the village of Grass Lake, in the county of Jackson.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Gray, unanimous consent being given, introduced

A bill to provide for the laying out, establishing, and constructing a State road in the county of Montcalm, and appropriating certain non-resident highway taxes therefor.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Grosvenor, unanimous consent being given, introduced Joint resolution instructing the "State Geological Board" furnish information as to the suitableness of stone within the State for the construction of a State House.

The joint resolution was read a first and second time by its title, and referred to the committee on geological survey.

Mr. S. W. Hill, previous notice having been given and leave being granted, introduced

A bill to vacate the township of Sibley, in the county of Newewaw, and attach the same to the township of Copper Harbor, in said county.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Hoyt, unanimous consent being given, introduced

A bill to change the name of the Fort street and Elmwood Railway Company.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Hoyt, unanimous consent being given, introduced

A bill to facilitate the collection of judgments.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hoyt, unanimous consent being given, introduced

A bill in addition to the acts relating to the Detroit House of Correction, and to prevent crime by the restraint and reformation of offenders.

The bill was read a first and second time by its title, and referred to the committee on State Prison and Reform School jointly.

MOTIONS AND RESOLUTIONS.

Mr. Houseman moved to take from the table House manuscript bill, entitled

A bill to authorize the trustees of the Bridge street Metho-

dist Episcopal church of Grand Rapids, Kent county, Michigan, to sell and convey certain real estate ;

Which motion prevailed.

On motion of Mr. Houseman,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. J. Haynes moved to discharge the committee of the whole from the further consideration of House bill No. 55, entitled

A bill to legalize the tax-roll of the township of Osseneke, in the county of Alpena, for the year 1870 ;

Which motion prevailed.

On motion of Mr. Huston,

The bill was placed on the order of third reading.

Mr. Cochrane offered the following:

Resolved, That the Hon. James S. Dewey, compiler of the laws of this State, be and is hereby requested to examine and report to the Legislature what, if any, general laws have, in his opinion, become obsolete and may be repealed without detriment to the public interest, and that said compiler make such report at a date sufficiently early to enable the Legislature to take such action relative thereto as it may deem expedient.

Resolved, That the Clerk be directed to forward a copy of this resolution to Hon. James S. Dewey ;

Which was adopted.

UNFINISHED BUSINESS.

Being the consideration of the following:

Resolved (the Senate concurring), That our Senators in Congress be instructed, and our Representatives be requested to use their influence to secure such action as will extend the operation of the extradition treaty now existing between the British and United States governments, so that it may include a much greater variety of criminal offenses against the laws of both governments than are found to be now provided for by the provisions of the Ashburton treaty.

Resolved, That the Governor be and he hereby is requested to forward copies of the foregoing resolution to each of our Senators and Representatives in Congress;

Which was adopted.

GENERAL ORDER.

On motion of Mr. Hazen,

The House went into committee of the whole, on the general order,

Mr. Cochrane in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 38, entitled

A bill to amend section 22, of chapter 21, of the compiled laws, as enacted by act number 71, of the session laws of 1869, approved March 30, 1869;

2. House bill No. 49, entitled

A bill to aid in the construction of that part of the Cass River and Bay City State Road established under act No. 345 of the session laws of 1865, between the forks of Cass river and Unionville, in Tuscola county, making an appropriation of swamp lands therefor;

3. House bill No. 54, entitled

A bill to amend section 6 of an act entitled "An act to accept the grant of lands made to the State of Michigan by the United States, to aid in the construction of a military road from Fort Wilkins, Copper Harbor, to the Wisconsin line, by way of Houghton, on Portage Lake, and to provide for the laying out and construction of the same," approved February 4, 1864.

4. House bill No. 56, entitled

A bill to incorporate the village of Vassar;

5. Senate bill No. 17, entitled

A bill to vacate and discontinue that portion of the Bay

City and Tuscola plank road lying within the limits of Bay City;

6. Senate bill No. 15, entitled

A bill to amend an act entitled "An act to provide for the formation of joint stock companies for the purpose of owning and maintaining skating parks or rinks," approved April 5, 1869, being No. 151, of session laws of 1869;

7. Senate bill No. 13, entitled

A bill to amend section 2, of act number 163, of the session laws of 1861, being an act entitled "An act relative to laying out, altering, and discontinuing highways;"

8. Senate bill No. 16, entitled

A bill to provide for the election of two circuit court commissioners in counties having a population of twenty thousand or more, and to legalize the election of two circuit court commissioners in certain counties at the general election in 1870;

9. Senate bill No. 30, entitled

A bill to amend section 3, of act number 125, of the session laws of 1869, entitled "An act to amend an act to provide for the registration of births, marriages, and deaths," being act number 194, session laws of 1867, approved March 27, 1867, and to add a new section thereto;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill:

10. Senate bill No. 28, entitled

A bill to repeal section 20, of chapter 140, of the revised statutes of 1846, being section 3580 of the compiled laws;

And have directed their chairman to report the same back to the House, with the recommendation that it be recommitted to the committee on judiciary.

The committee of the whole have also had under consideration the following entitled joint resolutions:

1. House joint resolution No. 5, entitled

Joint resolution instructing the board of State Auditors to make a settlement with William P. Rathbone;

2. House joint resolution No. 6, entitled

Joint resolution asking Congress for an appropriation to aid in deepening and completing the channel between the waters of Lake Superior and the harbor of Eagle Harbor, in the State of Michigan.

3. House joint resolution number 8, entitled

Joint resolution authorizing the commissioner of the State Land Office to issue a certificate of sale of certain primary school land to Simon Heath, of St. Clair county, Michigan;

Have made no amendment thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

LYMAN COCHRANE, *Chairman.*

Report accepted and committee discharged.

The first, second, fourth, fifth, sixth, seventh, eighth, and ninth named bills, and the first, second and third named joint resolutions, were placed on the order of third reading.

Mr. R. J. Grant moved to amend the third named bill, being House bill No. 54, as follows: By erasing the whole of line 10, section 6, and inserting in lieu thereof the words "the completion of the work; *Provided*, That lands already conveyed shall not be exempt from taxation;"

Which motion prevailed.

The bill was then placed on the order of third reading.

On motion of Mr. H. Haynes,

The tenth named bill was recommitted to the committee on judiciary.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following entitled bills:

House bill No. 23, being

A bill to extend the time of payment of drain taxes in the township of Burlington, in the county of Lapeer;

Also, House bill No. 37, being

A bill to legalize the first charter election held in the village of Plainwell, on the 29th day of March, A. D. 1869; also, the acts of the village board, assessor, and marshal of said village of Plainwell, for the years 1870 and 1871;

Also, House joint resolution No. 4, being

Joint resolution asking Congress to make an appropriation for the completion of the harbor at the mouth of the Ontonagon river;

Also, House joint resolution No. 3, being

Joint resolution asking the Congress of the United States to make an appropriation for the completion of the breakwater at Marquette on Lake Superior;

Also, House manuscript bill, being

A bill to extend the time for the collection of taxes in the township of Hamtramck, in the county of Wayne.

JOHN LANDON, *Chairman*.

Report accepted.

The committee on geological survey, by unanimous consent, made the following report:

The committee on geological survey, to whom was referred

Joint resolution instructing the State geological board to furnish information as to the suitability of stone within our State for the construction of a State house.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

I. R. GROSVENOR, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Holland,

The rules were suspended and the joint resolution was put on its immediate passage.

The joint resolution having been read a third time, and the question being upon its passage, pending the taking of the vote thereon.

Mr. Huston moved to amend by adding to the resolution the following: "*Provided*, No extra expense be made to the State ;"

Which motion prevailed.

The joint resolution was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gray,	Mr. Millington,
Adams,	Green,	Minne,
Adsit,	Greusel,	P. Mitchell,
Atwood,	Grosvenor,	W.H.C. Mitchell,
Barnaby,	Haack,	Montgomery,
Bates,	Hart,	Moshier,
Brown,	H. Haynes,	Norris,
Cameron,	J. Haynes,	C. Y. Osburn,
Cherry,	Hazen,	J. M. Osborn,
Childs,	S. W. Hill,	Pearl,
Clement,	Holland,	Pattengell,
Cochrane,	Holt,	Phillips,
Congdon,	Houseman,	Pierson,
Coulter,	Hoyt,	Post,
Dalton,	Huff,	Priest,
Doty,	Hughes,	Roof,
Edwards,	Hurlbut,	Ross,
Ferris,	Huston,	Smith,
Ferry,	Kellogg,	Sumner,
Garfield,	Knapp,	Van Scoy,
Garrison,	Lamb,	Walton,
Gibson,	Landon,	Watkins,
Gillam,	Little,	Wells,
C. B. Grant,	McGonegal,	White,
R. J. Grant,	N. L. Miller,	Speaker,
Gorman,	R. C. Miller,	

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NAYS.

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Title agreed to.

Mr. Cameron moved that the House take a recess until 2 o'clock this afternoon ;

Which motion did not prevail.

The Sergeant-at-Arms announced the Private Secretary of the Governor, who transmitted to the House a message from his Excellency the Governor, in writing.

MESSAGE FROM THE GOVERNOR.

The Speaker, by unanimous consent, announced the following :

EXECUTIVE OFFICE,
Lansing, January 27, 1871. }

To the House of Representatives :

I have this day approved, signed, and deposited in the office of the Secretary of State, the following resolutions and acts:

1. Concurrent resolution, requesting our senators and representatives in Congress to introduce and urge the passage of a bill granting pensions to the surviving soldiers, and the widows of deceased soldiers of the war of 1812.

2. Joint resolution, authorizing the Governor to sell ordnance and ordnance stores ;

3. Joint resolution making an appropriation of \$339.50 for parchment for the roll of honor, and for ruling and binding the same, in accordance with the joint resolution approved April 3, 1869 ;

4. An act to organize the county of Kalkaska, and attach thereto the unorganized county of Crawford ;

5. An act to amend section 18 of "An act to authorize the business of banking," approved February 16, 1857 ;

6. An act to amend section 13, of chapter 51, of the compiled laws, relating to wolves and other noxious animals.

HENRY P. BALDWIN.

The message was laid on the table.

Mr. Garrison moved that the House adjourn.

Mr. Huston demanded the yeas and nays.

The demand was seconded, and the motion did not prevail, by yeas and nays, as follows :

YEAS.

Mr. Adams,
 Adsit,
 Atwood,
 Brown,
 Childs,
 Congdon,
 Coulter,
 Doty,
 Garrison,
 C. B. Grant,
 R. J. Grant,
 Gray,
 Green,

Mr. Haack,
 Harris,
 H. Haynes,
 Hazen,
 Holland,
 Houseman,
 Huff,
 Hughes,
 Kellogg,
 Knapp,
 Little,
 N. L. Miller,
 R. C. Miller.

Mr. Minne,
 P. Mitchell,
 Montgomery,
 Norris,
 J. M. Osborn,
 Pierson,
 Priest,
 Rood,
 Roof,
 Smith,
 Walton,
 White.

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NAYS.

Mr. Adam,
 Barnaby,
 Bates,
 Cameron,
 Cherry,
 Clement,
 Cochrane,
 Dalton,
 Edwards,
 Ferris,
 Ferry,
 Garfield,
 Gibson,
 Gillam,

Mr. Gorman,
 Greusel,
 Grosvenor,
 Hart,
 J. Haynes,
 S. W. Hill,
 Holt,
 Hoyt,
 Hurlbut,
 Huston,
 Lamb,
 Landon,
 McGonegal,
 Millington.

Mr. W.H.C. Mitchell,
 Moshier,
 C. Y. Osburn,
 Pearl,
 Pattengell,
 Phillips,
 Post,
 Ross,
 Sumner,
 Van Scoy,
 Watkins,
 Wells,
 Speaker.

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On motion of Mr. Huston,

The House took a recess until five minutes after 2 o'clock
 this afternoon.

AFTERNOON SESSION.

2.05 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

Mr. C. B. Grant moved that the House adjourn.

Mr. H. Haynes demanded the yeas and nays.

The demand was seconded, and the motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Adams,	Mr. Green,	Mr. Minne,
Adsit,	Greusel,	Montgomery,
Atwood,	Haack,	Moshier,
Bates,	H. Haynes,	Pearl,
Brown,	J. Haynes,	Pattengell,
Childs,	Hazen,	Phillips,
Congdon,	Holland,	Post,
Coulter,	Holt,	Priest,
Dalton,	Houseman,	Rood,
Doty,	Huff,	Roof,
Edwards,	Hughes,	Ross,
Fenton,	Knapp,	Smith,
Ferris,	Landon,	Van Scoy,
Gibson,	Little,	Walton,
C. B. Grant,	McGonegal,	Wells,
R. J. Grant,	N. L. Miller,	White,
Gorman,		

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NAYS.

Mr. Adam,	Mr. Gray,	Mr. Millington,
Cameron,	Grosvenor,	W.H.C. Mitchell.
Cherry,	S. W. Hill,	Norris,
Cochrane,	Hoyt,	C. Y. Osburn,
Ferry,	Hurlbut,	Sumner,
Garfield,	Huston,	Watkins,
Garrison,	Kellogg,	Speaker,
Gillam,	R. C. Miller,	

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The Speaker declared the House adjourned until February 8th, at 10 o'clock A. M., pursuant to a resolution heretofore adopted.

Lansing, Wednesday, February 8, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Robinson.

Roll called: quorum present.

Absent without leave: Messrs. Atwood, Barnaby, Brockway, Hurlbut, Landon, and Riford.

Mr. Chamberlain asked and obtained leave of absence for Mr. Riford indefinitely, on account of sickness.

Mr. Van Scoy asked and obtained leave of absence for Mr. Barnaby for the day.

Mr. P. Mitchell asked and obtained leave of absence for Mr. Brockway for the day.

Mr. Ferris asked and obtained leave of absence for Mr. Hurlbut for the day.

Mr. Smith asked and obtained leave of absence for Mr. Landon for the day.

Mr. Millington asked and obtained leave of absence for Mr. Andrews for the day.

PRESENTATION OF PETITIONS.

By Mr. W. H. C. Mitchell: Memorial of the board of supervisors of the county of Leelanaw, asking that the office of Auditor General be abolished, and for such legislation as will be necessary to secure the collection of all taxes within the county where such taxes are levied;

Referred to the committee on State affairs.

By Mr. W. H. C. Mitchell: Memorial of the board of supervisors of Leelanaw county, praying, first, for more effectual provisions for the care in the Asylum for the Insane, of persons who are in that stage of insanity, that by proper care and treatment might be cured; secondly, that those who are not hopelessly insane shall be first entitled to admission in said asylum, providing there are not sufficient accommodations for all;

Referred to the committee on the Asylum for the Insane.

By Mr. W. H. C. Mitchell: Petition of Wm. H. Fife, James W. Titus, Edwin Pulcipher, and 60 others, citizens of East Bay township, Grand Traverse county, asking that the tax-rolls for said township be legalized, for the years 1868, 1869, and 1870;

Referred to the committee on local taxation.

By Mr. W. H. C. Mitchell: Petition of Clark Averill, V. F. Thurston, E. A. Johnston, and 29 others, citizens of Platt, Benzie county, asking an appropriation of swamp land to complete the Manistee and Leeland State road and construct a bridge over Aux Bec Scies Lake at Frankfort;

Also, petition of T. G. Ramsdell, S. W. Fowler, B. M. Cutcheon, and 27 others, citizens of Manistee, for the same purpose;

Referred to the committee on public lands.

By Mr. W. H. C. Mitchell: Remonstrance of Gen. T. J. Thorp, C. A. Armstrong, J. A. Danbridge, and 13 others, citizens of Wexford county, against changing the name of the township of Thorp to that of Columbia, in said county;

Referred to the committee on towns and counties.

By Mr. W. H. C. Mitchell: Remonstrance of E. W. Stewart, L. J. Clark, S. Gasser, and 108 others, citizens of Wexford county and the counties in the valley of the Manistee river, against obstructing the navigation of said river by building dams or driving piles in the same;

Referred to the committee on harbors.

By Mr. W. H. C. Mitchell: Remonstrance of A. Magnon, Charles Paggot, and 24 others, citizens of the township of Stronach, Manistee county, against detaching any portion of said town and attaching the same to the town of Filer;

Referred to the committee on towns and counties.

By Mr. W. H. C. Mitchell: Remonstrance of Delos L. Filer, Luther H. Foster, T. J. Dowland, and 19 others, citizens of Pere Marquette, against the incorporation of the village of Ludington;

Referred to the committee on banks and incorporations.

By Mr. Millington: Petition of O. F. Howard, J. B. Dimick, Aaron Hagenbuch, Peter Haslet, and 40 others, citizens of St. Joseph county, praying that a law be enacted requiring all railroad companies in this State to construct cattle-guards at all necessary farm crossings;

Also, petition of Samuel A. Fitch, Samuel P. Adams, Ransom Craw, John Baum, and 157 others, citizens of St. Joseph county, for the same purpose;

Referred to the committee on internal improvements.

By Mr. Millington: Petition of Henry H. Riley, E. W. Keightley, S. C. Coffinberry, and others, lawyers and citizens of St. Joseph county, asking for an amendment to the constitution increasing the salaries of the circuit judges;

Referred to the committee on judiciary.

By Mr. Watkins: Petition of P. A. Latta, W. C. Edsell, and 162 others, asking that a law be passed providing for a uniformity of text-books in public schools;

Referred to the committee on education.

By Mr. Wells: Petition of John Howard and 50 others, citizens of Port Huron, asking for a chair of Homeopathy in the State University;

Referred to the committee on State affairs.

By Mr. Wells: Petition of B. C. Farrand and 63 others, members of the bar and citizens of St. Clair county, asking for an amendment of the constitution, relating to salaries of circuit judges;

Referred to the committee on judiciary.

By Mr. Kellogg: Petition of Richard Vasper, D. M. Huntley, James Brown, Wm. Arnold, Thos. Wilson, C. S. Wilson, and 50 others, citizens of Ionia county, asking the extension of the corporate limits of the village of Saranac, Ionia county;

Referred to the committee on banks and incorporations.

By Mr. Doty: Remonstrance of Willard J. Babcock, J. C. Tinckham, C. F. Smith, and 33 others, citizens of Grand Ledge, Eaton county, against the incorporation of said village;

Also, remonstrance of H. Wareham, F. Johnson, Nathan Hall, and 26 others, citizens of Grand Ledge, for the same purpose ;

Referred to the committee on banks and incorporations.

By Mr. Swineford: Memorial of the board of supervisors of Menominee county, asking the repeal of act No. 513 of the session laws of 1867, entitled "An act to lay out and establish the Deer Creek and Marble Quarry State road ;"

Referred to the committee on public lands.

By Mr. Swineford: Remonstrance of E. S. Ingalls, Commissioner of the Deer Creek and Marble Quarry State road, against the repeal of act No. 513 of the session laws of 1867, being "An act to lay out and establish the Deer Creek and Marble Quarry State road ;"

Referred to the committee on public lands.

By Mr. Post: Petition of E. P. Camp, J. W. Wing, J. Moore E. Lawrence, and 24 others, of Ann Arbor, for two professors and a Homeopathic hospital in the University ;

Referred to the committee on State affairs.

By Mr. Hughes: Remonstrance of S. H. Gage, and 46 others, citizens of Bellevue, Michigan, against the repeal of the law creating the system of county superintendency of schools ;

Referred to the committee on education.

By Mr. Greusel: Remonstrance of August Reke, Patrick Willet, and five others, citizens of Wayne county, against the improvement of Fort street in the township of Springwells ;

Referred to the committee on banks and incorporations.

By Mr. Ferry: Petition of Lyman Murray, Isaac Haynes, and 129 others, citizens of Kent county, asking that the office of county superintendent of schools be abolished ;

Referred to the committee on education.

By Mr. Brown: Petition of James H. Babcock, and 37 others, citizens of Albion, asking that the Eslow ditch tax-roll of the township of Albion be legalized ;

Referred to the committee on drainage.

By Mr. Tobey: Petition of J. H. Flanders, A. B. Dunning, D. C. Page, C. W. W. Clark, T. C. Carpenter, and others, of the legal profession of St. Joseph county, asking for an amendment to the constitution, increasing the salaries of circuit judges;

Referred to the committee on judiciary.

By Mr. Grosvenor: Petition of Patrick Conigan, John Murphy, and 25 others, of Monroe county, praying for the passage of a town drain law, and the repeal of the county drain law;

Referred to the committee on drainage.

By Mr. Thayer: Petition of A. R. Avery, and 14 others, asking the passage of some law requiring that children between certain ages be required to attend some school;

Also, petition of 250 others, for the same purpose.

Referred to the committee on education.

By Mr. Rood: Petition of C. Tuttle, S. Gordon, C. M. Hemmingway, and 15 others, for a uniformity of text-books in our schools; also, for compulsory education;

Referred to the committee on education.

By Mr. Phillips: Petition of J. F. H. Miller, M. D. Seely, D. E. Saulsbury, and 47 others, citizens of Genesee county, asking for a law compelling children between certain ages to attend school;

Referred to the committee on education.

By Mr. Phillips: Petition of M. D. Seely, D. E. Saulsbury, O. F. Stanton, and 49 others, citizens of Genesee county, asking for a law to establish uniformity of text-books in our public schools;

Referred to the committee on education.

By Mr. N. R. Hill: Petition of H. C. Russell, B. Fairchild, and 100 others, citizens of Kent county, asking for the incorporation of the village of Cedar Springs, in said county;

Referred to the committee on banks and incorporations.

By Mr. Thayer: Petition of A. R. Avery and 14 others, for a uniformity of text-books in our public schools;

Also, petition of 24 others, for the same purpose ;

Referred to the committee on education.

By Mr. Little: Remonstrance of Ezra Rush, John Wright, Jacob Wright, Joseph Dupraw, and 47 tax-payers of Zilwaukie, protesting against any portion of township 13 N., of R. 5 E., in Saginaw county, being detached from said county and attached to Bay county ;

Referred to the committee on towns and counties.

By Mr. Sumner: Petition of C. M. Candee, C. G. Mallet, R. Graham, R. Smith, John Wilder, S. Gunn, and 100 others, citizens of Whiteford, asking for an appropriation of swamp land to aid in draining Ottawa Lake, in the township of Whiteford, Monroe county ;

Referred to the committee on public lands.

By Mr. Cochrane: Petition of F. Morley, E. G. Holden, Ray Haddock, and 953 others, asking for the passage of a law of indemnification to persons who are unjustly convicted and punished for crime ;

Referred to the committee on State affairs.

By Mr. Ferry: Memorial of the board of supervisors of Kent county, in favor of abolishing the office of county superintendent of schools ;

Referred to the committee on education.

By Mr. Cochrane: Memorial of the common council of the city of Detroit, asking for a liberal appropriation to enlarge and improve the Insane Asylum at Kalamazoo ;

Referred to the committee on Insane Asylum.

By Mr. Fenton: Petition of Juhn S. Shurtleff, John Wagley, Amos F. Burnett, and 105 others, citizens of La Croix village, praying for a State road from Mackinaw City to La Croix village, in Emmet county ;

Referred to the committee on public lands.

By Mr. Houseman: Petition of H. D. Francisco, Geo. W. Patterson, and 59 others, of Kent county, to abolish the office of county superintendent of schools ;

Referred to the committee on education.

By Mr. Climie: Petition of Edwin Stewart and others, in relation to erecting a dam across St. Joseph river;

Referred to the committee on internal improvements.

By Mr. Walton: Petition of A. B. West, G. F. Westgate, and 31 others, citizens of Lenawee county, asking for the repeal of the county drain law;

Referred to the committee on drainage.

By Mr. Walton: Petition of F. E. Angell, C. Reid, and 31 others, citizens of Adrian, Lenawee county, asking that section No. 1 of the game laws of this State be so amended as to allow the killing of snipe and woodcock during the months of July and August;

Referred to the committee on State affairs.

By Mr. R. J. Grant: Petition of Nathan Barlow and others, citizens of Barry county, asking the amendment of section 1 of an act to amend sections 1, 7 and 26, of "An act to revise the charter of the village of Hastings," approved March 22, 1867, approved February 24, 1869;

Referred to the committee on banks and incorporations.

By Mr. S. W. Hill: Petition of Wm. P. Raley, J. Sharpley, and 16 others, citizens of Eagle Harbor, in the county of Keweenaw, and State of Michigan, asking that the township of Grant, in said county, be vacated, and the same be attached to the township of Eagle Harbor;

Referred to the committee on towns and counties.

By Mr. Edwards: Petition of E. McIlvaine, Charles Jewett, and 88 others, asking that the charter of the city of Niles be amended so as to exempt certain persons from capitation or poll-tax;

Referred to the committee on banks and incorporations.

By Mr. Post: Petition of P. S. Purtelle and 23 others, citizens of Washtenaw county, relative to uniformity of text-books in public schools;

Also, petition of E. Eastman and 54 others, for the same purpose;

Referred to the committee on education.

By Mr. Chamberlain: Petition of Wm. H. Bruce, J. W. Ransom, and 72 others, citizens of Berrien county, asking that the law creating county superintendent of public schools be repealed;

Referred to the committee on education.

By Mr. N. L. Miller: Petition of William Jenny, Jr., Edgar Weeks, and others, members of the Macomb county bar, for the submission of a proposed amendment to the constitution relative to the salaries of circuit judges;

Referred to the committee on judiciary.

By Mr. Huston: Petition of William Knickerbocker and 47 others, citizens of Tuscola county, asking for the repeal of the drain law of 1869;

Also, petition of Thomas W. Briggs and 37 others, citizens of Tuscola county, for the same purpose;

Referred to the committee on drainage.

By Mr. Priest: Petition of Hiram Barrows, Charles Andrews, and 26 others, asking for a law requiring a more general attendance of children on our public schools;

Referred to the committee on education.

By Mr. Hazen: Petition of John Houghton and 20 others, citizens of the townships of Lynn and Brockway, praying for an appropriation of swamp lands for the purpose of ditching and draining swamp lands in said townships;

Referred to the committee on public lands.

By Mr. Hoyt: Petition of Wm. P. Yerkes and 93 others, for an act to amend the first section of act number 124 of the laws of 1869, relating to game;

Referred to the committee on State affairs.

By Mr. J. M. Osborn: Petition of W. W. Osborn and other resident attorneys of Hudson, Lenawee county, asking an amendment to the constitution increasing the salaries of circuit court judges;

Referred to the committee on judiciary.

By Mr. Coulter: Petition of L. H. Glover and five others, members of the bar of Cassopolis, asking that an amendment be proposed to the constitution increasing the salaries of circuit judges;

Referred to the committee on judiciary.

By Mr. Walton: Petition of E. Hall, W. J. Holdridge, and 45 others, citizens and tax-payers of Lenawee county, asking for the repeal of the county drain law;

Referred to the committee on drainage.

NOTICES.

Mr. W. H. C. Mitchell gave notice that on some future day he would ask leave to introduce

A bill to change the name of the township of Thorp, in Wexford county, to Selma;

Also,

A bill to legalize the tax-rolls of the township of East Bay, in the county of Grand Traverse, for the years 1868, 1869, and 1870.

Mr. Swineford gave notice that on some future day he would ask leave to introduce

A bill to amend section 27, of chapter 141, of the compiled laws, as enacted by act No. 160 of the session laws of 1861, relative to service of process on railroad corporations in garnishee cases;

Also,

A bill to incorporate the village of Negaunee, in the county of Marquette;

Also,

A bill to amend section 17, of chapter 63, being section 1815 of the compiled laws, relative to the individual liability of stockholders in mining and manufacturing companies;

Also,

A bill to amend section two, of chapter one hundred and forty, being section 4743 of the compiled laws, relative to affidavits in proceedings by attachment.

Mr. Cameron gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the village of Kalamazoo.

Mr. Fenton gave notice that on some future day he would ask leave to introduce

Joint resolution asking Congress for an appropriation of money to construct a breakwater for a harbor of refuge at Mackinaw city, in the Straits of Mackinaw.

Mr. Watkins gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the village of Wayland, and add two new sections thereto.

Mr. Adsit gave notice that on some future day he would ask leave to introduce

A bill to provide for the levying and collecting of a school tax in fractional school district No. 6, in the townships of Wright and Tallmadge, in the county of Ottawa.

Mr. Hoyt gave notice that on some future day he would ask leave to introduce

A bill to amend act No. 162, of the session laws of 1867, entitled "An act relative to the imprisonment of parties in civil suits in certain cases ;"

Also,

A bill to amend section one of an act entitled "An act to revise and consolidate the several acts relating to the protection of game, and for the better preservation of elk, deer, birds, and wild fowl," approved April 3, 1869, and session law No. 124, of 1869.

Mr. Edwards gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the city of Niles,—section 31, relating to assessment and collection of poll or capitation tax ;

Also,

A bill to add a section to act No. 169, session laws of 1869, being an act to provide for a uniform assessment of property.

Mr. Cherry gave notice that on some future day he would ask leave to introduce

A bill to change the name of Eugene Lyon to Eugene Hartshorn.

Mr. Little gave notice that on some future day he would ask leave to introduce

A bill to change the name of Emma Manning, an infant child, to Bertha Morehouse, making her the heir-at-law of Joseph Morehouse.

Mr. R. J. Grant gave notice that on some future day he would ask leave to introduce

A bill to change the name of the First Congregational Society of Hastings, to the First Presbyterian Society of Hastings;

Also,

A bill to amend section 1, of an act to amend sections 1, 7, and 26 of "An act to revise the charter of the village of Hastings," approved March 22, 1867, approved February 24, 1869;

Also,

A bill to change the name of Sadie M. Sweet, to Sadie M. Main, and to constitute her heir-at-law of Bertin Main and Amelia Main.

Mr. Coulter gave notice that on some future day he would ask leave to introduce

A bill to establish an additional State normal school at the village of Dowagiac, and ask an appropriation therefor.

Mr. Clement gave notice that on some future day he would ask leave to introduce

A bill to amend section eleven, of act 177, of the session laws of 1859, approved February 14th, 1859.

Mr. J. M. Osborn gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the village of Hudson, county of Lenawee.

INTRODUCTION OF BILLS.

Mr. Grosvenor, unanimous consent being given, introduced

A bill to authorize the city of Monroe, in the county of Monroe, to borrow money for bridge purposes within said city, and to issue bonds therefor.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Hart, previous notice having been given and leave being granted, introduced

A bill to amend section ten of the act to establish a house of correction for juvenile offenders, approved March 16th, 1861, which section of said act was amended by act number one hundred and thirty, of the session laws of 1867, approved March 27th, 1867.

The bill was read a first and second time by its title, and referred to the committee on Reform School.

Mr. Holt, unanimous consent being given, introduced

Joint resolution instructing the Board of State Auditors to issue swamp land certificates in lieu of certain internal improvement land warrants.

The joint resolution was read a first and second time by its title, and referred to the committee on internal improvements.

Mr. Adsit, unanimous consent being given, introduced

A bill for the improvement of the sanitary condition of the people of the State of Michigan, by the drainage of swamps, marshes, and other low lands.

The bill was read a first and second time by its title, and referred to the committee on drainage.

Mr. Kellogg, unanimous consent being given, introduced

A bill to amend section 1, of act number 246, of the session laws of 1869, entitled "An act to incorporate the village of Saranac, in Ionia county," approved March 4th, 1869.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Holt, unanimous consent being given, introduced

A bill to amend section 5651 of the compiled laws, as amended by act number 69, of the session laws of 1863, in relation to fees of justices of the peace in civil cases.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. N. R. Hill, unanimous consent being given, introduced

A bill to incorporate the village of Cedar Springs, in the county of Kent, State of Michigan.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

THIRD READING OF BILLS.

House bill No. 55, entitled

A bill to legalize the tax-roll of the township of Osseneke, in the county of Alpena, for the year 1870,

Was read a third time, and, pending the taking of the vote on the passage thereof,

On motion of Mr. Huston,

The bill was laid on the table.

House bill No. 38, entitled

A bill to amend section 22, of chapter 21, of the compiled laws, as enacted by act number 71, of the session laws of 1869, approved March 30, 1869,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adams,	Mr. Grosvenor.	Mr. Montgomery,
Adsit,	Haack,	Moshier,
Brown,	Harris,	Norris,
Cameron,	H. Haynes,	C. Y. Osburn,
Childs,	Haywood,	J. M. Osborn.
Climie,	Hazen,	Pearl,
Cochrane,	N. R. Hill.	Pattengell,
Copley,	S. W. Hill,	Phillips,
Coulter,	Holland,	Pierson,
Crane,	Houseman,	Post,
Dalton,	Hoyt,	Pricst,
Doty,	Huff,	Rood,
Edwards,	Hughes,	Roost,

Mr. Ferris,	Mr. Huston,	Mr. Ross,	
Ferry.	Kellogg,	Runyan,	
Frost,	Knapp,	Smith,	
Garfield.	Lamb,	Sumner,	
Garrison.	Little,	Swineford,	
Gibson,	McGonegal,	Thayer,	
Gillam,	E. R. Miller,	Tobey,	
C. B. Grant,	N. L. Miller.	Van Scoy,	
R. J. Grant.	R. C. Miller,	Watkins,	
Gorman.	Millington,	Webster,	
Gray,	Minne,	Wells,	
Green,	P. Mitchell,	White,	
Greusel.	W.H.C.Mitchell.	Williams,	78

NAYS.

Mr. Adam,	Mr. Clement,	Mr. Walker,	
Chamberlain.	Congdon.	Speaker.	
Cherry,	Holt,		8

The question being on agreeing to the title,

Mr. Pattengell moved to amend the title by adding thereto the following: "in regard to the assessment of delinquent highway taxes;"

Which motion prevailed.

The title, as amended, was then agreed to.

On motion of Mr. J. M. Osborn,

The vote by which the bill was passed was reconsidered.

On motion of Mr. J. M. Osborn,

The bill was recommitted to the committee on judiciary.

House joint resolution No. 5, entitled

Joint resolution instructing the board of State Auditors to make a settlement with William P. Rathbone.

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Holt moved to amend by adding the following to the joint resolution: "*Provided further*, That said board shall not be authorized to pay any greater amount per acre for such deficiency of land than the original purchase price of the same, and interest thereon;"

Which motion did not prevail.

The joint resolution was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gorman,	Mr. P. Mitchell,
Adams,	Gray,	W.H.C. Mitchell,
Adsit,	Green,	Montgomery,
Bates,	Greusel,	Moshier,
Brown,	Grosvenor,	Norris,
Cameron,	Haack,	J. M. Osborn,
Chamberlain,	Harris,	Pearl,
Cherry,	Hart,	Pattengell,
Childs,	H. Haynes,	Phillips,
Clement,	Haywood,	Pierson,
Climie,	Hazen,	Post,
Cochrane,	N. R. Hill,	Rood,
Congdon,	S. W. Hill,	Roost,
Copley,	Holland,	Ross,
Coulter,	Houseman,	Runyan,
Crane,	Hoyt,	Smith,
Dalton,	Huff,	Sumner,
Doty,	Hughes,	Swineford,
Edwards,	Huston,	Thayer,
Fenton,	Kellogg,	Tobey,
Ferris,	Knapp,	Van Scoy,
Ferry,	Lamb,	Walker,
Frost,	Little,	Watkins,
Garfield,	McGonegal,	Webster,
Garrison,	E. R. Miller,	Wells,
Gibson,	R. C. Miller,	White,
Gillam,	Millington,	Williams,
C. B. Grant.	Minne,	Speaker,
R. J. Grant,		85

NAYS.

Mr. N. L. Miller, 1

Title and preamble agreed to.

House bill No. 49, entitled

A bill to aid in the construction of that part of the Cass river and Bay City State road, established under act No. 345, of the laws of 1865, between the forks of Cass river and Unionville, in Tuscola county, and making an appropriation of swamp land therefor,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Green,	Mr. Minne,
Adams,	Greusel,	P. Mitchell,
Adsit,	Grosvenor,	W.H.C. Mitchell,
Bates,	Harris,	Montgomery
Brown,	Hart,	Moshier,
Cameron,	H. Haynes,	Norris,
Cherry,	J. Haynes,	C. Y Osburn,
Childs,	Haywood,	J. M. Osborn,
Clement,	Hazen,	Pearl,
Climie,	N. R. Hill,	Pattengell,
Cochrane,	S. W. Hill,	Phillips,
Congdon,	Holland,	Pierson,
Copley,	Holt,	Priest,
Coulter,	Houseman,	Rood,
Crane,	Hoyt,	Roost,
Dalton,	Huff,	Ross,
Doty,	Hughes,	Runyan,
Edwards,	Huston,	Smith,
Fenton,	Kellogg,	Sumner,
Ferris,	Knapp,	Swineford,
Ferry,	Lamb,	Thayer,
Frost,	Little,	Tobey,
Garfield,	McGonegal,	Walker,
Garrison,	E. R. Miller,	Watkins,
Gillam,	N. L. Miller,	Wells,
C. B. Grant,	R. C. Miller,	White,
R. J. Grant,	Millington,	Speaker,
Gray,		

82

NAYS.

Mr. Chamberlain,	Mr. Haack,	Mr. Van Scoy,
Gorman,		

4

Title agreed to.

On motion of Mr. Huston,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House joint resolution No. 6, entitled

Joint resolution asking Congress for an appropriation to aid in deepening and completing the channel between the waters

of Lake Superior and the harbor of Eagle Harbor, in the State of Michigan,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gray,	Mr. W.H.C. Mitchell,
Adams,	Green,	Montgomery,
Adsit,	Greusel,	Moshier,
Bates,	Grosvenor,	Norris,
Brown,	Harris,	C. Y. Osburn,
Cameron,	Hart,	J. M. Osborn,
Chamberlain,	H. Haynes,	Pearl,
Cherry,	J. Haynes,	Pattengell,
Childs,	Haywood,	Phillips,
Clement,	Hazen,	Pierson,
Climie,	N. R. Hill,	Post,
Cochrane,	S. W. Hill,	Priest,
Congdon,	Holland,	Rood,
Copley,	Holt,	Roost,
Coulter,	Houseman,	Ross,
Crane,	Hoyt,	Runyan,
Dalton,	Huff,	Smith,
Doty,	Hughes,	Sumner,
Edwards,	Huston,	Swineford,
Fenton,	Kellogg,	Thayer,
Ferris,	Knapp,	Tobey,
Ferry,	Lamb,	Van Scoy,
Frost,	Little,	Walker,
Garfield,	McGonegal,	Watkins,
Garrison,	E. R. Miller,	Webster,
Gibson,	N. L. Miller,	Wells,
Gillam,	R. C. Miller,	White,
C. B. Grant,	Millington,	Williams,
R. J. Grant,	Minne,	Speaker,
Gorman,	P. Mitchell,	

89

NAYS.

0

Title and preamble agreed to.

House bill No. 54, entitled

A bill to amend section six of an act entitled "An act to accept the grant of lands made to the State of Michigan by the United States to aid in the construction of a military road from Fort Wilkins, Copper Harbor, to the Wis-

consin line, by way of Houghton, on Portage Lake, and to provide for the laying out and construction of the same," approved February 4th, 1864,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Roost moved to amend by striking out all after the word "completed," in the eighth line of recited section six;

Which motion was withdrawn.

Mr. Fenton moved to amend by striking out, in line 9, all after the word "taxation," and add the words "until the completion of the road;"

Which motion was withdrawn.

Mr. J. Haynes moved to amend by striking out the proviso to recited section six, being the words "*Provided*, That lands already conveyed shall not be exempt from taxation;"

Which motion was withdrawn.

Mr. J. Haynes moved to amend the proviso by inserting after the word "conveyed," the words "by the contractor."

Mr. Grosvenor offered the following substitute for the amendment: Strike out all after the word "the," in the 9th line, and insert the words "date of their conveyance by the State to such contractor, or the time when he shall be entitled to such conveyance; but the provisions of this act shall not apply to any lands heretofore sold by the contractor;"

Which was accepted.

The motion to amend then prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,
Adams,
Adsit,
Bates,
Brown,
Cameron,
Chamberlain.
Cherry,

Mr. Gorman,
Green,
Greusel,
Grosvenor,
Haack,
Harris,
Hart,
H. Haynes,

Mr. P. Mitchell,
W.H.C. Mitchell,
Moshier,
Norris,
C. Y. Osburn,
J. M. Osborn,
Pattergill,
Piers, n,

Mr. Childs,	Mr. J. Haynes,	Mr. Priest,	
Clement,	Haywood,	Rood,	
Climie,	Hazen,	Roof,	
Ochrane,	N. R. Hill,	Roost,	
Congdon,	S. W. Hill,	Ross,	
Copley,	Holland,	Runyan,	
Coulter,	Houseman,	Smith,	
Crane,	Huff,	Sumner,	
Doty,	Hughes,	Swineford,	
Edwards,	Huston,	Thayer,	
Fenton,	Kellogg,	Tobey,	
Ferris,	Knapp,	Van Scoy,	
Ferry,	Lamb,	Walker,	
Frost,	Little,	Watkins,	
Garrison,	McGonegal,	Webster,	
Gibson,	E. R. Miller,	Wells,	
Gillam,	R. C. Miller,	White,	
C. B. Grant,	Millington,	Speaker,	
R. J. Grant,			79

NAYS.

Mr. Gray,	Mr. Minne,	Mr. Williams,	
N. L. Miller,	Pearl,		5

Title agreed to.

On motion of Mr. Swineford,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House joint resolution No. 8, entitled

Joint resolution authorizing the Commissioner of the State Land Office to issue a certificate of sale of certain primary school land to Liman Heath, of St. Clair county, Michigan,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Green,	Mr. Moshier,
Adams,	Greusel,	Norris,
Adsit,	Grosvenor,	C. Y. Osburn,
Bates,	Haack,	J. M. Osborn,
Brown,	Harris,	Pattengell,
Cameron,	Hart,	Phillips,
Chamberlain,	H. Haynes,	Pierson,
Cherry,	J. Haynes,	Post,
Childs,	Haywood,	Priest,

Mr. Climie,	Mr. Hazen,	Mr. Rood,	
Cochrane,	S. W. Hill,	Roof,	
Congdon,	Holland,	Roost,	
Copley,	Houseman,	Ross,	
Coulter,	Huff,	Runyan,	
Crane,	Hughes,	Smith,	
Doty,	Huston,	Sumner,	
Edwards,	Kellogg,	Swineford,	
Fenton,	Knapp,	Thayer,	
Ferris,	Lamb,	Tobey,	
Ferry,	Little,	Van Scoy,	
Frost,	McGonegal,	Walker,	
Garrison,	E. R. Miller,	Watkins,	
Gibson,	N. L. Miller,	Webster,	
Gillam,	R. C. Miller,	Wells,	
C. B. Grant,	Minne,	White,	
R. J. Grant,	P. Mitchell,	Williams,	
Gorman,	W.H.C. Mitchell,	Speaker,	
Gray,			82
	NAYS.		0

Title and preamble agreed to.

The Sergeant-at-Arms announced the Private Secretary of the Governor, who transmitted to the House several messages from his Excellency the Governor, in writing.

Mr. H. Haynes moved that the House take a recess until 2 o'clock this afternoon ;

Which motion did not prevail.

House bill No. 56, entitled

A bill to incorporate the village of Vassar,

Being under consideration,

On motion of Mr. Gray,

The bill was ordered read by its title only.

Mr. Cochrane moved that the bill be recommitted to the committee on banks and incorporations.

Mr. Adams moved as a substitute for the motion that the bill be referred to the committee on judiciary.

On motion of Mr. Grosvenor,

The bill was laid on the table.

On motion of Mr. Runyan,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

By unanimous consent, the Speaker announced the following:

DEPARTMENT OF PUBLIC INSTRUCTION, }
OFFICE OF SUPERINTENDENT, }
Lansing, February 8, 1871.

Hon. J. J. Woodman, Speaker of the House of Representatives:

SIR—In consequence of the delay of a number of school officers in forwarding their reports, I have been unable, up to this time, to complete my Annual Report and have it printed for the use of the Legislature. It is now in press, and the first thirty-five pages I have caused to be laid upon the tables of members of the House.

Very respectfully yours,

O. HOSFORD,

Superintendent of Public Instruction.

The communication was laid on the table.

The House resumed business under the order of

THIRD READING OF BILLS.

Senate bill No. 17, entitled

A bill to vacate and discontinue that portion of the Bay City and Tuscola plank road lying within the limits of Bay City,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gray,	Mr. P. Mitchell,
Adams,	Green,	W.H.C. Mitchell,
Adsit,	Greusel,	Montgomery,
Atwood,	Grosvenor,	Moshier,
Barnaby,	Haack,	Norris,
Bates,	Harris,	C. Y. Osburn,
Brown,	H. Haynes,	J. M. Osborn,

Mr. Cameron,	Mr. J. Haynes,	Mr. Pearl,	
Chamberlain,	Haywood,	Pattengell,	
Cherry,	Hazen,	Phillips,	
Childs,	N. R. Hill,	Pierson,	
Clement,	S. W. Hill,	Post,	
Climie,	Holland,	Priest,	
Cochrane,	Holt,	Rood,	
Congdon,	Houseman,	Roof,	
Copley,	Hoyt,	Ross,	
Coulter,	Huff,	Runyan,	
Crane,	Hughes,	Smith,	
Dalton,	Huston,	Sumner,	
Doty,	Kellogg,	Swineford,	
Edwards,	Knapp,	Thayer,	
Fenton,	Lamb,	Tobey,	
Ferrie,	Landon,	Van Scoy,	
Ferry,	Little,	Walker,	
Frost,	McGonegal,	Watkins,	
Garrison,	E. R. Miller,	Webster,	
Gibson,	N. L. Miller,	Wells,	
Gillam,	R. C. Miller,	White,	
R. J. Grant,	Millington,	Williams,	
Gorman,	Minne,	Speaker,	90
	NAYS.		0

Title agreed to.

On motion of Mr. Garrison,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 15, entitled

A bill to amend an act entitled "An act to provide for the formation of joint stock companies, for the purpose of owning and maintaining skating parks or rinks," approved April 5th, 1869, being number 151, of session laws of 1869,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gray,	Mr. Minne,
Adams,	Green,	P. Mitchell,
Adsit,	Greusel,	W.H.C. Mitchell,
Atwood,	Grosvenor,	Montgomery,
Barnaby,	Haack,	Moshier,
Bates,	Harris,	Norris,

Mr. Brown,	Mr. Hart,	Mr. C. Y. Osburn,
Cameron,	H. Haynes,	J. M. Osborn,
Chamberlain,	J. Haynes,	Pattengell,
Cherry,	Haywood,	Phillips,
Childs,	Hazen,	Pierson,
Clement,	N. R. Hill,	Post,
Climie,	S. W. Hill,	Priest,
Cochrane,	Holland,	Rood,
Congdon,	Holt,	Roof,
Copley,	Houseman,	Roost,
Coulter,	Hoyt,	Ross,
Crane,	Huff,	Runyan,
Dalton,	Hughes,	Smith,
Doty,	Huston,	Swineford,
Edwards,	Kellogg,	Thayer,
Fenton,	Knapp,	Tobey,
Ferris,	Lamb,	Van Scoy,
Ferry,	Landon,	Walker,
Frost,	Little,	Watkins,
Garrison,	McGonegal,	Webster,
Gibson,	E. R. Miller,	Wells,
Gillam,	N. L. Miller,	White,
C. B. Grant,	R. C. Miller,	Williams,
R. J. Grant,	Millington,	Speaker,
Gorman,		

91

NAYS.

0

Title agreed to.

On motion of Mr. Greusel,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 13, entitled

A bill to amend section 2, of act number 163, of the session laws of 1861, being an act entitled "An act relative to laying out, altering, and discontinuing highways,"

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gorman,	Mr. Minne,
Adams,	Gray,	P. Mitchell,
Adsit,	Green,	W.H.C. Mitchell,
Atwood,	Greusel,	Montgomery,
Barnaby,	Grosvenor,	Moshier,

Mr. Bates,	Mr. Haack,	Mr. Norris,	
Cameron,	Harris,	C. Y. Osburn,	
Chamberlain,	Hart,	J. M. Osborn,	
Cherry,	J. Haynes,	Pattengell,	
Childs,	Haywood,	Phillips,	
Clement,	Hazen,	Pierson,	
Climie,	S. W. Hill,	Post,	
Cochrane,	Holland,	Priest,	
Congdon,	Holt,	Rood,	
Copley,	Houseman,	Roof,	
Coulter,	Hoyt,	Roost,	
Crane,	Huff,	Ross,	
Dalton,	Hughes,	Smith,	
Doty,	Huston,	Swineford,	
Edwards,	Kellogg,	Thayer,	
Fenton,	Knapp,	Tobey,	
Ferris,	Lamb,	Van Scoy,	
Ferry,	Landon,	Walker,	
Frost,	Little,	Watkins,	
Garrison,	McGonegal,	Webster,	
Gibson,	E. R. Miller,	White,	
Gillam,	N. L. Miller,	Williams,	
C. B. Grant,	R. C. Miller,	Speaker,	
R. J. Grant,	Millington,		86
	NAYS.		

Mr. H. Haynes, 1
Title agreed to.

Senate bill No. 16, entitled

A bill to provide for the election of two circuit court commissioners in counties having a population of twenty thousand or more, and to legalize the election of two circuit court commissioners in certain counties at the general election in 1870,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Adsit moved to add the following, to stand as section 4 of the bill:

"Sec. 4. That in counties legally entitled to two such commissioners, and two were not voted for, or the county canvassers neglected or refused to grant a certificate of election to but one, an additional circuit court commissioner shall be

elected to fill the vacancy, at the election to be held the first Monday in April, 1871 ;”

Which motion did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adam,	Mr. R. J. Grant,	Mr. P. Mitchell,
Adams,	Gorman,	W.H.C. Mitchell,
Adsit,	Gray,	Montgomery,
Atwood,	Green,	Moshier,
Barnaby,	Greusel,	Norris,
Bates,	Grosvenor,	C. Y. Osburn,
Cameron,	Haack,	J. M. Osborn,
Chamberlain,	Harris,	Pattengell,
Cherry,	Hart,	Phillips,
Childs,	J. Haynes,	Pierson,
Clement,	Haywood,	Post,
Climie,	Hazen,	Priest,
Cochrane,	S. W. Hill,	Rood,
Congdon,	Holland,	Roof,
Copley,	Holt,	Roost,
Coulter,	Houseman,	Ross,
Crane,	Hughes,	Smith,
Dalton,	Kellogg,	Swineford,
Edwards,	Knapp,	Thayer,
Fenton,	Lamb,	Tobey,
Ferris,	Landon,	Van Scoy,
Ferry,	Little,	Walker,
Frost,	McGonegal,	Watkins,
Garfield,	E. R. Miller,	Webster,
Garrison,	N. L. Miller,	Wells,
Gibson,	R. C. Miller,	White,
Gillam,	Millington,	Williams,
C. B. Grant,	Minne,	Speaker, 84

NAYS.

Mr. Doty,	Mr. H. Haynes,	Mr. Huff,	3
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Title agreed to.

On motion of Mr. Pattengell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 30, entitled

A bill to amend section 3, of act number 125, of the session

laws of 1869, entitled "An act to amend an act to provide for the registration of births, marriages, and deaths," being act number 194, session laws of 1867, approved March 27, 1867, and to add a new section thereto,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Walker moved to strike out all after the enacting clause of the bill;

Which motion did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gibson,	Mr. Little,
Adams,	Gillam,	McGonegal,
Adsit,	C. B. Grant,	E. R. Miller,
Bates,	R. J. Grant,	N. L. Miller,
Cameron,	Green,	W.H.C. Mitchell.
Chamberlain,	Greusel,	Montgomery,
Cherry,	Grosvenor,	Norris,
Childs,	Harris,	C. Y. Osburn,
Cochrane,	Hart,	Pattengell,
Congdon,	J. Haynes,	Phillips,
Copley,	Haywood,	Pierson,
Coulter,	N. R. Hill,	Post,
Crane,	S. W. Hill,	Priest,
Dalton,	Holland,	Roof,
Edwards,	Holt,	Runyan,
Fenton,	Houseman,	Smith,
Ferris,	Hoyt,	Swineford,
Ferry,	Huff,	Thayer,
Frost,	Hughes,	Van Scoy,
Garfield,	Huston,	Watkins,
Garrison,	Lamb,	Wells,

63

NAYS.

Mr. Atwood,	Mr. Hazen,	Mr. Rood,
Barnaby,	Kellogg,	Roost,
Brown,	Knapp,	Ross,
Clement,	Landon,	Tobey,
Climie,	R. C. Miller,	Walker,
Doty,	Millington,	Webster,
Gorman,	Minne,	White,

Mr. Gray, Haack, H. Haynes, Title agreed to.	Mr. P. Mitchell, Moshier, J. M. Osborn.	Mr. Williams, Speaker,	29
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MESSAGES FROM THE GOVERNOR.

The Speaker, by unanimous consent, announced the following:

EXECUTIVE OFFICE, }
Lansing, February 2, 1871. }

To the House of Representatives:

I have this day approved, signed, and deposited in the office of the Secretary of State, the following acts and joint resolutions:

1. An act to extend the time for the collection of taxes in the township of Hamtramck, in the county of Wayne;
2. An act to authorize the Oakland county agricultural society to issue bonds and to mortgage its real and personal estate to secure the same;
3. An act to extend the time of payment of drain taxes in the township of Burlington, in the county of Lapeer;
4. Joint resolution asking the Congress of the United States to make an appropriation for the completion of the break-water at Marquette, on Lake Superior;
5. Joint resolution asking the Congress of the United States to make an appropriation for the completion of the harbor at the mouth of the Ontonagon river.

HENRY P. BALDWIN.

The communication was laid on the table.

The Speaker also announced the following:

EXECUTIVE OFFICE, }
Lansing, February 3, 1871. }

To the House of Representatives:

I herewith respectfully return to the House, without my approval,

An act to legalize the first charter election held in the village of Plainwell, on the 29th day of March, 1869; also, the acts of

the village board, assessor, and marshal of said village of Plainwell for the years 1870 and 1871.

This act was intended to legalize the charter election of the village of Plainwell, held on the 29th of March, 1869, and probably to cure a defect in the 14th section of the act to incorporate said village, approved March 26, 1869, and to legalize the acts of the village board, assessor, and marshal for the years 1869 and 1870.

The first section of the act provides for legalizing the charter election of the village in 1869, as declared in the title.

The second section provides for legalizing all acts of the village board, assessor, and marshal for the years 1869 and 1870; whereas, the title covers the years 1870 and 1871, the year 1869 not being mentioned in that section of the title referring to the acts of the board, assessor, and marshal.

If the second section of the act was intended to cure the defect in section 14 of the act of 1869, to incorporate the village of Plainwell, as well as to legalize the acts of the board, assessor, and marshal for the years 1869 and 1870, it would fail to accomplish the object, even though this act should become a law.

As the second section of the act provides for legalization of the acts of the board, assessor, and marshal of said village for the year 1869, an object not expressed or embraced in the title, I am of the opinion that the section is in violation of section 20, article 4, of the Constitution, which declares that "no law shall embrace more than one object, which shall be expressed in its title."

HENRY P. BALDWIN.

The vote by which the bill was passed was reconsidered.

Mr. Williams moved to lay the bill on the table;

Which motion was withdrawn.

On motion of Mr. Cameron,

The bill was laid on the table.

The Speaker also announced the following:

EXECUTIVE OFFICE, }
Lansing, February 3, 1871. }

To the House of Representatives:

I respectfully return without my approval,

An act "to extend the time for the collection of certain ditch taxes extended and spread upon the tax-roll of the township of Novi, in the county of Oakland, and for the relief of the persons who have paid the highway ditch tax in said township, and to legalize the acts of the drainage commissioners of said county in the matter of ditches surveyed and laid out in said township, and the tax-roll of said township as to said ditch taxes spread thereon."

It will be seen from an examination of the act and its title, that it is proposed,

First. To extend the time for the collection of certain ditch taxes in said township;

Second. To relieve persons who *have paid* the highway ditch tax in said township;

Third. To legalize the acts of the drainage commissioners in surveying and laying out ditches in said township.

A general objection to this act is its multiplicity of objects. Section 20, article 4, of the Constitution, declares that a bill shall have but one object, which shall be expressed in its title.

The first section of the act is very ambiguous, and peculiar in its construction. It provides for the extension of a portion of the ditch tax for 1870, and doubtless intended also to provide for placing the portion to be extended upon the township tax-roll of 1871; but the phraseology of the section cannot well be so construed.

One object of the act stated in the title, is to relieve those who have already paid the highway ditch tax, yet in the body of the bill I can discover nothing that would have this effect; those who have not paid such tax might be relieved by the extension of time for its collection, for which the act provides.

Section three of the act is very sweeping in its provisions. The commissioners, in the surveying and laying out of ditches in said township, may have entirely exceeded their authority, and brought much hardship upon the tax-payers; they may have committed acts that no legislation under the Constitution can ratify. The particular illegal acts sought to be corrected should have been clearly set forth.

The object of section four is to legalize the tax-roll of said township, so far as the same relates to ditch taxes. If this tax is illegal because of an improper and unjust survey, or is otherwise unequal and unjust for any reason, the section is fatally objectionable. The actual illegality existing is nowhere defined in the whole act.

But a further objection to this act lies in the fact, that section five declares, "That upon all the taxes, the time for the payment and collection of which is extended by this act, no interest shall be charged thereon." Even with the extension proposed, these taxes might not all be paid within the time limited, and would be returned as delinquent, when, if the same rule should apply as in the case of other delinquent taxes, interest should begin to run upon them. I am of the opinion that a fair construction of this section is, that no interest shall ever be charged against any of these taxes, whether returned as delinquent or not. This being the case, the section would be in violation of that provision of the Constitution which declares that the rule of taxation shall be uniform.

The entire act seems to me to be very indefinite and defective, and if placed upon our statute books, would be likely to be followed by litigation, and be set aside by the courts.

HENRY P. BALDWIN.

The vote by which the bill was passed was reconsidered.

On motion of Mr. Hoyt,

The bill was laid on the table.

The Speaker also announced the following :

EXECUTIVE OFFICE,
Lansing, February 3, 1871. }

To the House of Representatives :

I herewith respectfully return without approval,

An act "to legalize the tax-roll of the township of Alpena, in the county of Alpena for the year 1870, and to extend the time for the collection of the taxes therein."

This act is designed to cure three distinct illegal acts or irregularities, as follows:

First. An alteration in the valuation of property for the year 1870, made by the supervisor after the first day of June of that year;

Second. Failure to attach properly, the certificate of equalization by the chairman of the board of supervisors of said county;

Third. Defectiveness of the tax-roll on account of the illegal organization of union school district number one, in said township.

It is within the province of the Legislature to pass acts providing for the correction of irregularities in the mode of determining the value of property and in the assessment of taxes, where such correction will work no injury or injustice.

Taxes must be levied equally upon all in order to be just and legal, and in order that they may be thus just and legal, the valuation upon which they are based must be equitable. The law provides the time and manner for fixing the valuation of property for purposes of assessment of taxes, and for the protection of tax-payers from unjust and unequal assessments, gives to them the right and opportunity to have the assessments reviewed and corrected if any injustice has been done, by fixing days upon which they may appear before the supervisor for an examination of the assessment-roll in his hands; any alteration made after such review is very properly illegal, and renders invalid any tax based and assessed upon such altered valuation. In this case the alteration was made after

the time fixed for the review and examination, thus placing the tax-roll beyond the power of the tax-payers for the purposes of correction; an illegality which may have resulted in injustice and wrong, which should not and perhaps cannot be legalized by any act of the Legislature.

As to the third irregularity or defect sought to be cured, namely: that resulting from an illegal organization of a union school district in said township; I am of the opinion that the particular illegality should have been stated, in order that it might readily be determined whether curing the defect in the tax-roll resulting from that irregularity would be productive of benefit or injury. If the defect consists in an organization of the school district, not only in violation of law, but affecting unequally and unjustly the tax-payers of the district, then the act *should* fail to become effective.

This act was placed in my hands during the day on which the legislative recess commenced, leaving me without an opportunity of obtaining any explanation of the character of the irregularities or defects sought to be remedied, and as the act might otherwise become a law without my approval, before explanation could be had, I have deemed it my duty to return it unapproved.

Legislation for the legalization of illegal acts is, in my judgment, becoming altogether too common; its tendency is to lessen the care in the due observance of law. All such proposed legislation should receive the closest scrutiny.

HENRY P. BALDWIN.

The vote by which the bill was passed was reconsidered.

On motion of Mr. J. Haynes,

The bill was laid on the table.

MOTIONS AND RESOLUTIONS.

Mr. Huston moved to take from the table House bill No. 56, being

A bill to incorporate the village of Vassar;

Which motion prevailed.

On motion of Mr. Huston,

The bill was recommitted to the committee on banks and incorporations.

Mr. Millington offered the following:

Resolved (the Senate concurring), That the finance report of J. B. Walker, Treasurer of the State for the Deaf and Dumb and the Blind Asylum for the years 1869 and 1870, to the Governor and to the Legislature, is inexplicit and unsatisfactory to the Legislature, and that said Walker be required to make a full statement of receipts and expenditures for the Michigan Institution for educating the deaf and dumb and the blind during the two fiscal years commencing December 1st, 1868, and ending November 30, 1870, setting forth the several amounts of money received by him, and the sources from which received, and the amounts paid out by him as such treasurer in full; reporting the names of the persons to whom paid, the amount of money paid to each person or firm, the dates of payments, the items for which paid, and the use to which the same has been applied.

Laid on the table for one day under the rules.

Mr. Cherry offered the following:

Resolved, That the hour of meeting for the sessions of this House be at 9 o'clock A. M., until otherwise ordered;

Which was not adopted.

Mr. Cochrane offered the following:

Resolved, That whenever any bill for the legalization of any tax or assessment, or any tax or assessment roll is hereafter referred to any committee for report thereon, such committee shall, in its report, briefly but distinctly set forth the causes which have rendered the tax, assessment, or roll invalid; and if the passage of such bill be recommended, such bill shall also distinctly state the irregularity which it is intended to legalize.

Mr. Roost moved to lay the resolution on the table;

Which motion did not prevail.

The resolution was then adopted.

Mr. Gillam moved to discharge the committee of the whole from the further consideration of House bill No. 13, entitled

A bill to incorporate the village of Bronson;

Which motion prevailed.

On motion of Mr. Gillam,

The bill was recommitted to the committee on banks and incorporations.

Mr. Moshier moved to discharge the committee of the whole from the further consideration of House bill No. 60, entitled

A bill to incorporate the village of Linden;

Which motion prevailed.

On motion of Mr. Moshier,

The bill was recommitted to the committee on banks and incorporations.

Mr. S. W. Hill offered the following:

Resolved, That the State Treasurer be requested to furnish this House with a detailed statement of the specific taxes received from copper and iron mining corporations each year for the past four years, and to report any delinquencies during this time, or for a greater period, and the causes therefor, if they shall be known to the Treasurer;

Which was adopted.

GENERAL ORDER.

On motion of Mr. Landon,

The House went into committee of the whole on the general order,

Mr. S. W. Hill in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 52, entitled

A bill to protect the people of the State of Michigan from empiricism and imposition in the practice of medicine and surgery;

2. Senate bill No. 22, entitled

A bill to amend section ten, of chapter one hundred and thirteen, of the compiled laws of 1857, entitled "Of the circuit courts," approved April 8th, 1851, being section 3420 of the compiled laws:

3. House bill No. 59, entitled

A bill to amend the charter of the village of Nashville by adding three new sections thereto, to stand as sections sixty-five, sixty-six, and sixty-seven;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill:

4. House bill No. 53, entitled

A bill to authorize the board of supervisors of Alpena county to levy a tax upon the county of Alpena to encourage immigration,

And have directed their chairman to report the same back to the House, with the recommendation that it be recommitted to the committee on immigration.

The committee of the whole have also had under consideration the following entitled bills:

5. House bill No. 58, entitled

A bill to amend sections 1, 12, and 16, chapter 5, section 1, of chapter 7, and section 8, of chapter 8, of an act entitled "An act to incorporate the city of Corunna," approved March 12, A. D. 1869;

6. House bill No. 62, entitled

A bill to change the name of the Spring Lake Salt Company, of Spring Lake, in the county of Ottawa, to that of the "Magnetic Mineral Spring Company," of Spring Lake, Michigan;

7. House bill No. 63, entitled

A bill to amend section three, of chapter seventy-seven,

of the revised statutes of 1846, the same being section 3041, of chapter 101, of the compiled laws, relating to the sale of lands for the payment of debts by executors, administrators, and guardians;

8. House bill No. 64, entitled

A bill to amend section thirty-nine, of chapter ninety-one, of the revised statutes of 1846, the same being section 3645, of chapter 116, of the compiled laws, relating to probate courts;

Have made no amendment thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

S. W. HILL, *Chairman.*

Report accepted and committee discharged.

Mr. Garrison moved that the House concur in the amendments made to the first, second, and third named bills.

Mr. Millington asked that the second named bill be excepted in the motion, and that the question be taken on the amendments to said bill separately.

The amendments made to the first and third named bills were then concurred in, and the bills were placed on the order of third reading.

The amendments to the second named bill were then concurred in, except that striking out, in line 14, the words "or upon his own motion," and inserting "as in other cases" in lieu thereof, which amendment was not agreed to.

Mr. Millington then moved to amend the bill by striking out the words "or upon his own motion," in line 14, and inserting in lieu thereof the words "by either party;"

Which motion prevailed.

The bill was then placed on the order of third reading.

On motion of Mr. Landon,

The House concurred in the recommendation of the committee in regard to the fourth named bill, and the bill was recommitted to the committee on immigration.

The fifth, sixth, seventh, and eighth named bills were placed on the order of third reading.

On motion of Mr. Pattengell,

The House adjourned.

Lansing, Thursday, February 9, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Robinson.

Roll called: quorum present.

Absent without leave: Messrs. Andrews and Walton.

Mr. Millington asked and obtained leave of absence for Mr. Andrews indefinitely, on account of sickness.

Mr. Crane asked and obtained leave of absence for Mr. Walton indefinitely, on account of sickness.

PRESENTATION OF PETITIONS.

By Mr. Watkins: Petition of E. S. Linsley, D. T. Hersey, John Graham, and 61 others, citizens of Wayland, asking for a uniformity of text-books in our public schools;

Referred to the committee on education.

By Mr. Watkins: Petition of Samuel E. Lincoln, Leroy L. Wells, John J. Kinner, and 14 others, citizens of Wayland, asking for the passage of a law authorizing the highway commissioners of the township of Wayland to alter and discontinue a highway in said township;

Referred to the committee on roads and bridges.

By Mr. Millington: Petition of German H. Mason, R. W. Melandy, B. T. Howe, Alfred Akey, Wm. Alison, Wm. Sadler, and Wm. Xavier, members of the bar of St. Joseph county, asking for an amendment to the constitution increasing the salary of the circuit judges;

Referred to the committee on judiciary.

By Mr. Bates: Petition of Hon. Luther Westover, D. Culver, D. A. Ballou, and 35 others, citizens of Bay county, asking for indemnity to persons unjustly imprisoned ;

Referred to the committee on judiciary.

By Mr. Barnaby: Petition of G. T. Brown, D. W. C. Chapin, and 39 others, citizens of Ithaca, Gratiot county, asking for the passage of a law compelling the attendance of children at school ;

Also, petition of J. M. Putman, D. B. Jennings, and 99 others, for the same purpose ;

Referred to the committee on education.

By Mr. Barnaby: Petition of G. W. McHenry and 17 others, citizens of St. Louis, Gratiot county, asking for a uniformity of text-books in our public schools ;

Also, petition of Giles T. Brown, A. B. Spooner, and 40 others, citizens of Gratiot county, for the same purpose ;

Also, petition of C. J. Tann, George Chandler, and 54 others, citizens of Alma, Gratiot county, for the same purpose ;

Referred to the committee on education.

By Mr. Barnaby: Petition of H. A. Delaware, C. J. Toby, C. J. Tann, and 48 others, citizens of Alma, Gratiot county, asking for a uniformity of text-books in our public schools ;

Referred to the committee on education.

By Mr. Barnaby: Petition of W. E. Winton and nine others, attorneys of Gratiot county, asking that an amendment to the constitution be submitted, increasing the salaries of circuit judges ;

Referred to the committee on judiciary.

By Mr. Hurlbut: Petition of J. B. Potter, Edward Cleveland, and 24 others, citizens of Van Buren county, asking for the passage of a law to provide for a uniformity of text-books in our public schools ;

Also, for a law requiring all children between certain ages to attend school ;

Referred to the committee on education.

By Mr. Hurlbut: Remonstrance of Fabius Miles, J. M. Ridlon, E. H. Simpson, and 17 others, citizens of Van Buren county, against the repeal of the law creating the office of county superintendent of common schools;

Referred to the committee on education.

By Mr. Lamb: Petition of Joseph Horn, D. Gregory, J. Cardwell, and 30 others, citizens of Lapeer county, praying for uniformity of text-books in our public schools;

Also, petition of Wm. B. Goss, C. M. Smith, J. C. Warner, and 20 others, citizens of Lapeer county, for the same purpose;

Referred to the committee on education.

By Mr. Lamb: Petition of Wm. Quartermass, Sidney W. Walton, Horace Lamb, and 25 others, citizens of Lapeer county, praying for a law to secure a more general attendance in our public schools;

Also, petition of A. H. Smith, O. F. Black, E. S. Hough, and 30 others, citizens of Lapeer county, for the same purpose;

Referred to the committee on education.

By Mr. Brockway: Remonstrance of Charles H. Weldon and 35 others, against the lands of George Wiselogle being detached from fractional school district No. 3, of Clarence and Sheridan townships;

Referred to the committee on education.

By Mr. Brockway: Petition of John Gay and 13 others, that the lands of Geo. Wiselogle may be detached from the fractional school district No. 3, of Clarence and Sheridan townships, and attached to school district No. 2, of Sheridan township;

Referred to the committee on education.

By Mr. Brockway: Remonstrance of 121 citizens of Albion against the passage of an act legalizing the ditch tax in the township of Albion for the year 1869;

Also, remonstrance of 8 citizens of Albion, for the same purpose;

Referred to the committee on drainage.

By Mr. Brockway: Petition of J. M. Jameson and J. J. Alley, asking that their former petition for legalizing the ditch tax of the township of Albion may be cancelled, as they wish to stand neutral;

Also, petition of 21 citizens of Albion, for the same purpose;
Referred to the committee on drainage.

By Mr. Brockway: Petition of Martin B. Wood and 60 others, praying for the passage of a law providing some court of final resort, which shall have authority to decide when school inspectors and township boards fail to agree in fractional school districts;

Referred to the committee on judiciary.

By Mr. Minnie: Petition of Frederick A. Pinkham and 50 others, relating to the salary of circuit judges:

Referred to the committee on judiciary.

By Mr. Thayer: Petition of James Lane, Joseph Hethcot, Charles Decker, and 58 others, asking for the laying out of a State road from Deckerville to Tyre, in Sanilac county, and for a non-resident highway tax to construct the same;

Referred to the committee on roads and bridges.

By Mr. Thayer: Remonstrance of Isaac Horton and 46 others, citizens of Marion, against the construction of a road from Deckerville to Tyre, Sanilac county;

Referred to the committee on roads and bridges.

By Mr. Thayer: Petition of A. J. Wright and 60 others, citizens of Sanilac county, for a State road from the shore of Lake Huron, commencing in the center line of town 13 north, range 16 east, and running west to Centerville, the county seat of Tuscola county;

Referred to the committee on roads and bridges.

By Mr. P. Mitchell: Petition of S. P. Brockway and others, officers of Calhoun county, asking that a law be passed allowing the board of supervisors of the several counties to purchase the *nisi prius* reports for the use of the county and township officers;

Referred to the committee on State affairs.

By Mr. Thayer: Remonstrance of M. W. Stevenson and 52 others, citizens of Sanilac county, against the construction of a road from Deckerville to Tyre, Sanilac county, and petition for a State road from the shore of Lake Huron, commencing in the center line of town 13 N., R. 16 E., and running west to Centerville, county seat of Tuscola county;

Referred to the committee on roads and bridges.

By Mr. Garrison: Petition of Hugh McCurdy, Spencer B. Raynolds, John D. Bennett, S. Titus Parsons, R. B. Wyles, Curtis G. Gale, Orson H. Look, for an amendment to the constitution, relating to salaries of circuit judges;

Referred to the committee on judiciary.

By Mr. Tobey: Petition of members of the common council and citizens of Burr Oak, to amend section 31, of an act to revise the charter of Burr Oak, approved March 16, 1867, by erasing the word "bridges" where it occurs in the 5th line of said section;

Referred to the committee on banks and incorporations.

By Mr. Greusel: Petition of Fred. Carliel, Moses W. Field, and 14 others, citizens of Wayne county, for the improvement of Fort street, in the town of Springwells;

Referred to the committee on banks and incorporations.

By Mr. J. Haynes: Petition of Leonard Wilkins and five others, citizens of Clare county, asking for the organization of said county, with Farwell as the county seat;

Referred to the committee on towns and counties.

By Mr. J. Haynes: Petition of W. H. Davison and 62 others, asking that all the territory included in the township of Harrisville be organized into a union school district, to be known as Union School District No. 1, of Harrisville;

Referred to the committee on education.

By Mr. Van Scoy: Petition of Murrett Frink, Dennis Chaney, Leonard Brigham, and 29 others, asking that an act be passed authorizing the county drain commissioner of Clinton county to finish the construction of the Swagart ditch

in the township of Bengal, and that an equitable assessment for the completion of the same be made upon the property benefitted thereby;

Referred to the committee on drainage.

By Mr. Van Scoy: Petition of William F. Petty, F. B. Richards, C. C. Taylor, and 150 others, citizens of Clinton county, asking the continuance of the office of county superintendent of schools;

Referred to the committee on education.

By Mr. Priest: Petition of Hiram Barrows, Charles Andrews, and 25 others, citizens of Macomb county, for a uniformity of text-books in our public schools;

Referred to the committee on education.

By Mr. Hazen: Petition of John Hibbard and 20 others, of Port Huron, praying for a submission of an amendment to the constitution for the increase of salaries of circuit judges;

Referred to the committee on judiciary.

By Mr. Little: Petition of Joseph Morehouse, asking the passage of a law changing the name of Emma Manning, an infant child, to Bertha Morehouse;

Referred to the committee on State affairs.

By Mr. Adams: Petition of Wm. Dutlow, Geo. W. Thayer, Levi Failing, and 62 others, citizens of Genesee county, asking the extension of the limits of the city of Flint;

Referred to the committee on banks and incorporations.

By Mr. Norris: Petition of John L. Frisbie and others, asking for a law to provide uniformity of text-books in our public schools;

Referred to the committee on education.

By Mr. Norris: Petition of John L. Frisbie and others, asking a law to compel the attendance of children at school;

Referred to the committee on education.

By Mr. Gillam: Petition of Charles Powers and others, citizens of Branch county, praying for the passage of a law

establishing a State reformatory, on the plan of the Detroit House of Correction ;

Referred to the committee on Reform School.

By Mr. Williams: Memorial of Ezra Berry, member of the legal profession at Quincy, Michigan, asking for the submission of an amendment to the constitution increasing the salaries of circuit judges ;

Referred to the committee on judiciary.

By Mr. Huff: Petition of J. S. Lewis and others, for uniformity of text-books in our public schools, also for a more general attendance at school ;

Referred to the committee on education.

By Mr. Huff: Petition of Louis M. Hartwick and others, members of the bar of Hillsdale county, asking for an increase of salary of circuit judges ;

Referred to the committee on judiciary.

By Mr. Cameron: Petition of Latham Hull, J. V. Hilton, John Dudgeon, and 120 others, praying for the establishment of a State Board of Health ;

Referred to the committee on State affairs.

By Mr. Huff: Petition of E. O. Grosvenor, H. R. Gardner, J. B. Graham, L. Miller, E. C. Minor, and 180 others, citizens of Hillsdale county, asking the repeal of the law creating the office of county superintendent of schools ;

Referred to the committee on education.

By Mr. Ferry: Remonstrance of Lloyd Knight and 34 others, citizens of Kent county, against extending the present corporate limits of the village of Rockford ;

Referred to the committee on banks and incorporations.

By Mr. Huston: Petition of H. C. Marvin and 36 others, citizens of Tuscola county, asking for the repeal of the drain law ;

Referred to the committee on drainage.

By Mr. Roof: Petition of A. Newman, H. Bartow, and 55 others, citizens of Portland, praying for certain amendments to the charter of the village of Portland, in Ionia county ;

Referred to the committee on banks and incorporations.

By Mr. Roof: Remonstrance of Charles Culver and 98 others, citizens of Portland, against enlarging the corporate limits of the village of Portland, in Ionia county;

Referred to the committee on banks and incorporations.

By Mr. Garfield: Petition of David L. Barger and 5 others, citizens of Clare county, asking that the county seat in Clare county, be located at Farwell;

Referred to the committee on towns and counties.

By Mr. Huston: Petition of J. P. Hoyt, M. D. Orr, and 93 others, citizens of Tuscola county, asking an appropriation of State swamp land, for the completion of the State road from Caro to Hurd's Corners;

Referred to the committee on public lands.

By Mr. Kellogg: Petition of Geo. Max, Edward Green, Geo. P. Hoppough, A. I. Ecker, C. W. Dolley, and 11 others, asking the passage of a law requiring all children of certain ages and sound mind to attend school;

Referred to the committee on education.

By Mr. Haywood: Petition of Richard Winsor and others, praying for an increase of salary of circuit court judges;

Referred to the committee on judiciary.

By Mr. McGonegal: Petition of M. W. Field and 36 others, in favor of granting indemnity to Edward Murphy;

Referred to the committee on State affairs.

By Mr. Thayer: Petition of David Croney and 69 others, asking for an appropriation of non-resident highway taxes to repair the Port Sanilac and Tuscola State road;

Also, petition of Mr. Thompson and 9 others, for the same purpose;

Referred to the committee on roads and bridges.

By Mr. Pattengell: Petition of Wm. Taft, M. Conner, I. N. Hedden, E. J. Penniman, and 16 others, of the township of Plymouth, for the division of the town into two election districts;

Referred to the committee on elections.

By Mr. Roof: Petition of H. A. Andrews and 32 others, citizens of Ionia county, asking the enactment of some law providing for the uniformity of text-books;

Also, petition of F. Shook and 37 others, for the same purpose;

Also, petition of D. H. Burns and 34 others, for the same purpose;

Referred to the committee on education.

By Mr. Roof: Petition of John T. Walker and 45 others, citizens of Ionia county, asking the passage of some law requiring children between certain ages to attend some school;

Also, petition of William H. Gillett and 25 others, citizens of Ionia county, for the same purpose;

Also, petition of Dan. V. Farman and 26 others, for the same purpose;

Also, petition of J. Betts, P. M., and 118 others, of Pewamo, for the same purpose;

Referred to the committee on education.

REPORTS OF STANDING COMMITTEES.

By the committee on military affairs:

The committee on military affairs, to whom was referred

A bill to amend sections 5, 7, 8, 9, 10, 16, 28, 32, 33, 37, 38, 40, 42, 48, 50, 54, 59, 67, 70, 93, and 95, of an act entitled "An act for the reorganization of the military forces of the State of Michigan," being act No. 16, of session laws of 1862, approved January 18, 1862; to repeal sections 21 and 31, and add six new sections thereto,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, with the accompanying report, and recommend that it do pass:

There seems to be a growing demand from all parts of the State for some amendment to the present militia law that will make it (what it is not at present) effective.

The amendments embodied in this bill seem to meet the

wants and necessities of the case, while at the same time it throws new safeguards around the law, that will make it practical, judicious, effective, of benefit to the State, and of utility to the people.

The geographical position of Michigan makes us, perhaps, more liable to invasion than any other State. While at present we are more vulnerable of successful attack, it seems to your committee that wise economy, political sagacity, and good statesmanship demand such improved military organization as will better protect us in time of war, and clothe us with a knowledge of security in time of peace.

The law of 1862 is a good one, so far as it goes, but it is deficient in the very provisions necessary to make its operations practical.

The amendments proposed comprise the very elements necessary to give it vitality, force, and make it a live law, operating so as to meet the demands of our great and growing commonwealth, while now it is obsolete, inoperative by its parsimonious provisions, which make it virtually and in fact a dead letter on the statute book.

The bill asks for no further appropriations than what is already provided for by law, precluding at once the possibility of any extravagance. Framed in the interest of no man or set of men, but of the people, we only ask a careful review of its provisions, feeling assured that it possesses merit sufficient to meet the approbation and receive the support of the members of this House.

The fact that we are at peace with the world to-day is no argument against the bill. We were at peace in '60, but we had need for soldiers soon after, and Michigan responded nobly to the call by sending the gallant 1st Infantry, who immortalized themselves in battle. But it is a fact that most of the officers, and many of the men, belonged at the time to a military organization which had taught them valuable lessons in the usages and practices of troops in active service.

But the first regiment to the rescue came from Massachusetts, and was a regularly organized militia regiment. Can you estimate the value that one hundred drilled militia regiments would have been to us at that time, duly organized, officered, and equipped? Not a member of this House but that can recall some one near and dear to him who would have been alive to-day had such been the case. Prussia did not anticipate a war with France two weeks before she had an army in actual service. Had she not been fore armed and ready for an emergency, the conflict, which has laid waste and desolated France, would have been carried to her own soil, and Berlin instead of Paris would have been the "spoils of the victor."

We do not expect any further civil war, but we know not how soon we may be called upon to protect our own frontier, and it is a fact beyond dispute that 3,000 men, duly enrolled, officered, armed, and equipped, subject to call on notice, would save more to the State at any of our vulnerable coast cities,—Monroe, Detroit, or Port Huron,—in one day, than it would cost to meet the provisions of this bill for fifty years.

New York, Massachusetts, Connecticut, and other States keep up a military organization at a much greater comparative expense than we ask for.

In the interest of the most rigid economy, and of the taxpayers of Michigan; in the interest of our great commercial enterprises and just protection to our border; of moral, civil and political economy; in the interest of humanity and our great commonwealth, we recommend that the bill do pass.

C. W. WATKINS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on manufactures:

The committee on manufactures, to whom was referred

A bill to provide for the better security of mechanics and other persons furnishing labor or material for the erection,

altering, repairing, beautifying, or ornamenting of buildings in the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

R. J. GRANT, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

A bill making appropriations for the Normal School,

Respectfully report that they have had the same under consideration, and would say that your committee are of the opinion that the primary examination and consideration of the subject matter of this bill more properly belongs to the committee on education, and would therefore report said bill back to the House, and recommend that it be referred to the last named committee, and ask to be discharged from the further consideration of the subject.

HENRY H. HOLT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Fenton,

The recommendation of the committee was concurred in, and the bill was referred to the committee on education.

By the committee on State affairs:

The committee on State affairs, to whom was referred

A bill to repeal act No. 112, of the session laws of 1848, entitled "An act to authorize Peter W. Rinde to build a dam across Grand River,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass,

and ask to be discharged from the further consideration of the subject.

A. CAMERON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

COMMUNICATION FROM STATE OFFICERS.

The Speaker announced the following:

STATE TREASURER'S OFFICE, }
Lansing, February 9, 1871. }

Hon. J. J. Woodman, Speaker of the House of Representatives :

SIR—In reply to the resolution of the House, adopted February 8th, requesting the State Treasurer to furnish "a detailed statement of the specific taxes received from copper and iron mining corporations," etc.,

I would respectfully inform you that this department is not able to give the desired information, and that all accounts with the various mining corporations are kept in the office of the Auditor General.

Very respectfully,

V. P. COLLIER,

State Treasurer.

The communication was laid on the table.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }
Lansing, February 8, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following concurrent resolution:

Resolved (the Senate concurring), That our Senators in Congress be instructed, and our Representatives be requested to use their influence to secure such action as will extend the operation of the extradition treaty now existing between the British and United States governments, so that it may include

a much greater variety of criminal offenses against the laws of both governments than are found to be now provided for by the provisions of the Ashburton treaty.

Resolved, That the Governor be and he hereby is requested to forward copies of the foregoing resolution to each of our Senators and Representatives in Congress.

In the passage of which the Senate has concurred.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The concurrent resolution was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, February 9, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 35, entitled

A bill to amend an act entitled "An act to amend an act entitled 'an act to incorporate the village of Ionia,'" approved February 16, 1865;

2. Senate bill No. 36, entitled

A bill to change the name of Jennie Geroy and Marcus E. Geroy, to Mary Jennie Russell and Herbert Marcus Russell, and that they be constituted heirs-at-law of Lucien P. Russell;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

The second named bill was read a first and second time by its title, and referred to the committee on State affairs.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, February 9, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill:

House bill No. 40, entitled

A bill to amend section 11, of chapter 91, of the revised statutes of 1846, being section 3617, of chapter 116, of the compiled laws, entitled "Of the probate courts,"

And to inform the House that the Senate has amended the same by inserting after the word "State" in line 2, of section 11, the words "or within this State, but more than thirty miles from the place of trial or hearing,"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,
Secretary of the Senate.

Mr. Huston moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gorman,	Mr. P. Mitchell,
Adams,	Gray,	W.H.C. Mitchell,
Adsit,	Green,	Montgomery,
Atwood,	Greusel,	Moshier,
Barnaby,	Grosvenor,	Norris,
Bates,	Haack,	C. Y. Osburn,
Brockway,	Harris,	J. M. Osborn,
Brown,	Hart,	Pearl
Cameron,	H. Haynes,	Pattengell,
Chamberlain,	J. Haynes,	Phillips,
Cherry,	Haywood,	Pierson,
Childs,	Hazen,	Post,
Clement,	N. R. Hill,	Priest,
Climie,	S. W. Hill,	Rood,

Mr. Cochrane,	Mr. Holland.	Mr. Roof,	
Comdon,	Holt,	Boost,	
Copley,	Houseman,	Ross,	
Coulter,	Hoyt,	Runyan,	
Crane,	Huff,	Smith,	
Crofoot,	Hughes,	Sumner,	
Dalton,	Hurlbut,	Swineford,	
Doty,	Huston,	Thayer,	
Edwards,	Kellogg,	Tobey,	
Fenton,	Knapp,	Van Scoy,	
Ferris,	Lamb,	Walker,	
Ferry,	Landon,	Watkins,	
Frost,	McGonegal,	Webster,	
Garfield,	E. R. Miller,	Wells,	
Garrison,	N. L. Miller,	White,	
Gillam,	R. C. Miller,	Williams,	
C. B. Grant,	Millington,	Speaker,	95
R. J. Grant,	Minne,		
	NAYS.		0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

NOTICES.

Mr. Climie gave notice that on some future day he would ask leave to introduce

A bill to repeal act No. 52, session laws of 1846, being "An act to authorize Amos Bronson and Elisha Doan to erect a dam across St. Joseph river, in the county of St. Joseph," and authorize other persons to erect said dam.

Mr. Barnaby gave notice that on some future day he would ask leave to introduce

A bill to authorize the trustees of the Michigan Collegiate Institute to sell and convey certain real estate.

Mr. Atwood gave notice that on some future day he would ask leave to introduce

A bill to incorporate the village of Williamston.

Mr. Brown gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the city of Battle Creek.

Mr. Webster gave notice that on some future day he would ask leave to introduce

A bill to repeal act No. 58, of the session laws of 1847, being an act entitled "An act to authorize Prosper Bunyea to keep up a dam across the Huron river, in the county of Oakland."

Mr. Grosvenor gave notice that on some future day he would ask leave to introduce .

A bill to refund to the State Agricultural Society a certain amount by it heretofore expended for the benefit of the State Normal School.

Mr. Thayer gave notice that on some future day he would ask leave to introduce

A bill to appropriate certain non-resident highway tax to repair the Port Sanilac and Tuscola State road.

Mr. Hazen gave notice that on some future day he would ask leave to introduce

A bill to provide for the indemnification and remuneration of persons unjustly convicted and imprisoned in the State Prison.

Mr. Lamb gave notice that on some future day he would ask leave to introduce

A bill to provide for punishing any officer for receiving more than legal fees or compensation.

Mr. Adam gave notice that on some future day he would ask leave to introduce

A bill to amend section 7, of chapter 65, of the revised statutes of 1846, entitled "Of alienation by deed, and the proof and recording of conveyances, and the canceling of mortgages," being section 2726, chapter 88, of the compiled laws.

Mr. Pattengell gave notice that on some future day he would ask leave to introduce

A bill for the division of the township of Plymouth into two election districts, for general election purposes.

Mr. C. B. Grant gave notice that on some future day he would ask leave to introduce

A bill to amend sections 10 and 22, of an act entitled "An act in relation to life insurance companies transacting business within this State," approved March 30, 1869.

Mr. Coulter gave notice that on some future day he would ask leave to introduce

A bill to authorize the Cass County Agricultural Society to sell their fair grounds.

Mr. Roof gave notice that on some future day he would ask leave to introduce

A bill to change the name of Daniel Johnson to Daniel Way, and constitute him the heir-at-law of Francis Way.

Mr. Landon gave notice that on some future day he would ask leave to introduce

A bill to incorporate the village of Concord, in Jackson county.

Mr. Copley gave notice that on some future day he would ask leave to introduce

A bill to amend chapter 130, of revised statutes of 1846, being chapter 157 of compiled laws, relating to foreclosure of mortgages by advertisement, by adding a new section thereto.

Mr. Swineford gave notice that on some future day he would ask leave to introduce

A bill to change the name of Charles K. Backus to John Smith, and constitute him the heir-at-law of all the other Smiths.

Mr. Huston gave notice that on some future day he would ask leave to introduce

A bill to authorize the village of Caro to raise money to aid in the construction of a court-house for the county of Tuscola.

Mr. Garrison gave notice that on some future day he would ask leave to introduce

A bill to incorporate the village of Vernon.

Mr. Crofoot gave notice that on some future day he would ask leave to introduce

A bill to provide for the payment of certain bounties in the township of Brighton, county of Livingston.

Mr. Montgomery gave notice that on some future day he would ask leave to introduce

A bill to change the name of Lottie C. Rumsey, to that of Belle Lewis.

INTRODUCTION OF BILLS.

Mr. W. H. C. Mitchell, previous notice having been given and leave being granted, introduced

A bill to change the name of the township of Thorp, in Wexford county, to Salina.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Barnaby, unanimous consent being given, introduced

A bill to amend section 5, of chapter 58, of the compiled laws of 1857, in relation to charitable societies.

The bill was read a first and second time by its title, and referred to the committee on religious and benevolent societies.

Mr. Hart, previous notice having been given and leave being granted, introduced

A bill to authorize the township of Delhi, in the county of Ingham, to raise by tax a sum of money to aid in draining a certain swamp in said township.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Hoyt, previous notice having been given and leave being granted, introduced

A bill to facilitate the business of circuit court commissioners, and to repeal act No. 6, of the session laws of 1869, approved January 13, 1869.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hoyt, previous notice having been given, and leave being granted, introduced

A bill to amend Sec. 1, of an act entitled "An act to revise and consolidate the several acts relating to the protection of game, and for the better preservation of elk, deer, birds, and wild fowl," approved April 3, 1860.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Hoyt, previous notice having been given and leave being granted, introduced

A bill to amend act No. 162, of the session laws of 1867, entitled "An act relative to the imprisonment of parties in civil suits in certain cases," by striking out Sec. 3, and adding two new sections, to stand as sections 3 and 4.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hazen, unanimous consent being given, introduced

A bill to provide for an insurance on the State library.

The bill was read a first and second time by its title, and referred to the committee on State library.

Mr. Swineford, previous notice having been given and leave being granted, introduced

A bill to provide for the organization of the county of Schoolcraft, and of two new townships therein.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Swineford, previous notice having been given and leave being granted, introduced

A bill to amend section 27, chapter 141, of the compiled laws, as enacted by number 160, of the session laws of 1861, relative to service of process on railroad corporations in garnishee cases.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Swineford, previous notice having been given and leave being granted, introduced

A bill to amend section 2, of chapter 140, being section

4743 of the compiled laws, relative to affidavits in proceedings by attachments.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Swineford, previous notice having been given and leave being granted, introduced

A bill to amend section 17, of chapter sixty-three, being section 1815 of the compiled laws, relative to the individual liability of stockholders in mining and manufacturing companies.

The bill was read a first and second time by its title, and referred to the committee on mines and minerals.

Mr. R. J. Grant, previous notice having been given and leave being granted, introduced

A bill to change the name of Sadie M. Sweet to Sadie M. Main, and to constitute her heir-at-law of Berton Main and Amelia Main.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. R. J. Grant, previous notice having been given and leave being granted, introduced

A bill to change the name of the First Congregational Society of Hastings to the First Presbyterian Society of Hastings.

The bill was read a first and second time by its title, and referred to the committee on religious and benevolent societies.

Mr. R. J. Grant, previous notice having been given and leave being granted, introduced

A bill to amend section one of an act to amend sections 1, 7, and 26, of an act to revise the charter of the village of Hastings, approved March 22, 1867, approved February 24, 1869.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Clement, previous notice having been given and leave being granted, introduced

A bill to amend section 11, of act number 177, of the session laws of 1859, approved February 14, 1859, entitled "An act further to preserve the purity of elections, and guard against the abuses of the elective franchise, by a registration of electors."

The bill was read a first and second time by its title, and referred to the committee on elections.

Mr. Gillam, previous notice having been given and leave being granted, introduced

A bill to amend chapter 78 of the compiled laws, by adding certain sections to said chapter, to stand after section 73 therein as section 74; and after section 84 by adding sections 85, 86, 87, 88, 89, 90, and 91, and to repeal act number 55, of the session laws of 1867, being an act to provide for county superintendents of schools.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Gray, previous notice having been given and leave being granted, introduced

A bill to organize certain townships in the county of Lake.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Watkins, unanimous consent being given, introduced

A bill to legalize the first charter election held in the village of Plainwell, on the 29th day of March, 1869; also, the acts of the village board, assessor, and marshal of said village for the years 1869, 1870, and 1871.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Coulter, previous notice having been given and leave being granted, introduced

A bill to establish an additional State Normal School.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Adsit, previous notice having been given and leave being granted, introduced

A bill to provide for the levying and collecting of a school tax in fractional school district No. 6, in the townships of Wright and Tallmadge, in the county of Ottawa.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

THIRD READING OF BILLS.

House bill No. 52, entitled

A bill to protect the people of the State of Michigan from empiricism and imposition in the practice of medicine and surgery,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Grosvenor moved to amend the bill by striking out all after the word "applicable," in the first line of section four, to and including the word "nor," in the third line;

Pending which,

Mr. Grosvenor moved to recommit the bill to the committee on State affairs;

Which motion did not prevail.

The motion to amend did not prevail.

Mr. Walker moved to strike out all after the enacting clause of the bill.

Mr. Walker demanded the yeas and nays.

The demand was seconded.

Mr. J. Haynes moved to make the bill the special order for Wednesday next;

Which motion did not prevail.

The motion to strike out all after the enacting clause did not prevail, by yeas and nays, as follows:

YEAS.

Mr. Barnaby,
Brockway,
Brown,
Cherry,
Childs,
Clement,

Mr. Gillam,
R. J. Grant.
Green,
H. Haynes,
Hoyt,
Huff,

Mr. P. Mitchell,
W.H.O. Mitchell,
Pearl,
Phillips,
Pierson,
Priest,

Mr. Climie,
Congdon,
Copley,
Doty,
Ferris,
Ferry,
Garfield,
Gibson,

Mr. Hughes,
Hurlbut,
Kellogg,
Lamb,
N. L. Miller,
R. C. Miller,
Millington,
Minne,

Mr. Roost,
Ross,
Sumner,
Tobey,
Van Scoy,
Walker,
White,

41

NAYS.

Mr. Adam,
Adams,
Adsit,
Atwood,
Bates,
Cameron,
Chamberlain,
Cochrane,
Coulter,
Crane,
Edwards,
Fenton,
Frost,
Garrison,
C. B. Grant,
Gorman,
Gray,
Greusel,

Mr. Grosvenor,
Haack,
Harris,
Hart,
J. Haynes,
Haywood,
Hazen,
N. R. Hill,
S. W. Hill,
Holland,
Houseman,
Huston,
Knapp,
Landon,
Little,
McGonegal,
E. R. Miller,

Mr. Montgomery,
Norris,
C. Y. Osburn,
J. M. Osborn,
Pattengell,
Post,
Rood,
Roof,
Runyan,
Smith,
Swineford,
Thayer,
Watkins,
Webster,
Wells,
Williams,
Speaker,

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Mr. Walker moved to lay the bill on the table;

Which motion did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,
Adams,
Adsit,
Atwood,
Bates,
Cameron,
Chamberlain,
Cherry,
Cochrane,
Coulter,
Crane,

Mr. Greusel,
Grosvenor,
Haack,
Harris,
Hart,
J. Haynes,
Haywood,
Hazen,
N. R. Hill,
S. W. Hill,
Holland,

Mr. Montgomery,
Norris,
C. Y. Osburn,
J. M. Osborn,
Pattengell,
Post,
Rood,
Roof,
Ross,
Runyan,
Smith,

Mr. Edwards,	Mr. Houseman,	Mr. Swineford,
Fenton,	Huston,	Thayer,
Frost,	Knapp,	Watkins,
Garrison,	Landon,	Webster,
Gibson,	Little,	Wells,
C. B. Grant,	McGonegal,	Williams,
Gorman,	E. R. Miller,	Speaker,
Gray,		

55

NAYS.

Mr. Barnaby,	Mr. R. J. Grant,	Mr. P. Mitchell,
Brockway,	Green,	W.H.C. Mitchell,
Brown,	H. Haynes,	Pearl,
Childs,	Hoyt,	Phillips,
Clement,	Huff,	Pierson,
Climie,	Hughes,	Priest,
Congdon,	Hurlbut,	Roost,
Copley,	Kellogg,	Sumner,
Doty,	Lamb,	Tobey,
Ferris,	N. L. Miller,	Van Scoy,
Ferry,	R. C. Miller,	Walker,
Garfield,	Millington,	White,
Gillam,	Minne,	

38

Title agreed to.

Mr. E. R. Miller moved that the bill be ordered to take immediate effect;

Which motion did not prevail.

Mr. J. Haynes asked and obtained leave of absence for himself until Saturday.

Mr. Swineford asked and obtained leave of absence for himself for the day.

On motion of Mr. McGonegal,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

The House resumed business under the order of

THIRD READING OF BILLS.

House bill No. 58, entitled

A bill to amend sections 1, 12, and 16, chapter 5, section 1, of chapter 7, and section 8, of chapter 8, of an act entitled "An act to incorporate the city of Corunna," approved March 12, A. D. 1869,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. R. J. Grant,	Mr. Minne,
Adams,	Gorman,	P. Mitchell,
Adsit,	Gray,	W.H.C. Mitchell,
Atwood,	Green,	Moshier,
Barnaby,	Greusel,	Norris,
Bates,	Haack,	C. Y. Osburn,
Brockway,	Harris,	Pearl,
Brown,	Hart,	Pattengell,
Cameron,	H. Haynes,	Phillips,
Chamberlain,	Haywood,	Pierson,
Cherry,	Hazen.	Post,
Childs,	N. R. Hill,	Priest,
Clement,	S. W. Hill,	Rood,
Climie,	Holland,	Roof,
Congdon,	Holt,	Roost,
Copley,	Houseman,	Ross,
Coulter,	Hoyt,	Runyan,
Crane,	Huff,	Smith,
Dalton,	Hughes,	Sumner,
Doty,	Hurlbut,	Thayer,
Edwards,	Kellogg,	Tobey,
Fenton,	Knapp,	Van Scoy,
Ferris,	Lamb,	Walker,
Ferry,	Landon,	Watkins,
Frost,	Little,	Webster,
Garfield,	McGonegal,	Wells,
Gibson,	E. R. Miller,	White,
Gillam.	N. L. Miller,	Williams,
C. B. Grant,	R. C. Miller,	Speaker,

87

NAYS.

Title agreed to.

On motion of Mr. C. Y. Osburn,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 59, entitled

A bill to amend the charter of the village of Nashville by adding three new sections thereto, to stand as sections sixty-five, sixty-six, and sixty-seven,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gorman,	Mr. P. Mitchell,
Adams,	Gray,	W.H.C. Mitchell,
Adsit,	Green,	Moshier,
Atwood,	Greusel,	Norris,
Barnaby,	Haack,	C. Y. Osburn,
Bates,	Harris,	Pearl,
Brockway,	Hart,	Pattengell,
Brown,	H. Haynes,	Phillips,
Cameron,	Haywood,	Pierson,
Chamberlain,	Hazen,	Post,
Cherry,	N. R. Hill,	Priest,
Childs,	S. W. Hill,	Rood,
Clement,	Holland,	Roof,
Climie,	Houseman,	Roost,
Congdon,	Hoyt,	Ross,
Coulter,	Huff,	Runyan,
Crane,	Hughes,	Smith,
Dalton,	Hurlbut,	Sumner,
Doty,	Kellogg,	Thayer,
Edwards,	Knapp,	Tobey,
Fenton,	Lamb,	Van Scoy,
Ferris,	Landon,	Walker,
Ferry,	Little,	Watkins,
Frost,	McGonegal,	Webster,
Garfield,	E. R. Miller,	Wells,
Gibson,	N. L. Miller,	White,
Gillam,	R. C. Miller,	Williams,
R. J. Grant,	Minne,	Speaker, 84

NAYS.

0.

The question being on agreeing to the title,

Mr. R. J. Grant moved to amend by substituting the following therefor:

A bill to amend an act entitled "An act to incorporate the

village of Nashville," approved March 26, 1869, by adding three new sections thereto, to stand as sections 65, 66, and 67;

Which motion prevailed.

The title, as amended, was then agreed to.

On motion of Mr. R. J. Grant,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 22, entitled

A bill to amend section 10, of chapter 113, of the compiled laws of 1857, entitled "Of the circuit courts," approved April 8th, 1851, being section 3120 of the compiled laws.

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Huston moved to amend the bill by striking out in section 1, the words "Section 10," and inserting the words "Three thousand four hundred and twenty" in lieu thereof;

Which motion did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,
Adams,
Adsit,
Barnaby,
Bates,
Brockway,
Brown,
Cameron,
Camberlain,
Cherry,
Childs,
Clement,
Climie,
Cochrane,
Congdon,
Copley,
Coulter,
Crane,
Dalton,
Doty,

Mr. Gray,
Green,
Greusel,
Grosvenor,
Haack,
Harris,
H. Haynes,
Haywood,
Hazen,
N. B. Hill,
S. W. Hill,
Holland,
Holt,
Houseman,
Hoyt,
Huff,
Hughes,
Hurlbut,
Huston,
Kellogg,

Mr. P. Mitchell,
W.H.C. Mitchell,
Montgomery,
Moshier,
Norris,
C. Y. Osburn,
J. M. Osborn,
Pearl,
Pattengell,
Phillips,
Pierson,
Post,
Priest,
Rood,
Roof,
Roost,
Rosa,
Runyan,
Smith,
Sumner,

Mr. Edwards,	Mr. Knapp,	Mr. Thayer,	
Fenton,	Lamb,	Tobey,	
Ferris,	Landon,	Van Scoy,	
Ferry,	Little,	Walker,	
Garfield,	McGonegal,	Watkins,	
Garrison,	E. R. Miller,	Webster,	
Gibson,	N. L. Miller,	Wells,	
Gillam,	R. C. Miller,	White,	
C. B. Grant,	Millington,	Williams,	
R. J. Grant,	Minne,	Speaker.	90

NAYS.

Mr. Atwood,	Mr. Gorman,	Mr. Hart,	3
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Title agreed to.

On motion of Mr. Millington,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 62, entitled

A bill to change the name of the Spring Lake Salt Company, of Spring Lake, in the county of Ottawa, to that of the "Magnetic Mineral Spring Company," of Spring Lake, Michigan,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gorman,	Mr. Minne,	
Adams,	Gray,	P. Mitchell,	
Adsit,	Green,	W.H.C. Mitchell,	
Atwood,	Greusel,	Montgomery,	
Barnaby,	Grosvenor,	Moshier,	
Bates,	Haack,	Norris,	
Brockway,	Harris,	C. Y. Osburn,	
Brown,	Hart,	J. M. Osborn,	
Cameron,	H. Haynes,	Pearl,	
Chamberlain	Haywood,	Pattengell,	
Cherry,	Hazen,	Phillips,	
Childs,	N. R. Hill,	Pierson,	
Clement,	S. W. Hill,	Post,	
Climie,	Holland,	Priest,	
Oochrane,	Holt,	Rood,	
Congdon,	Houseman,	Roof,	
Copley,	Hoyt,	Roost,	

Mr. Coulter,
Crane,
Dalton,
Doty,
Edwards.
Fenton,
Ferris,
Ferry,
Frost,
Garfield,
Garrison,
Gibson,
Gillam,
C. B. Grant,
R. J. Grant,

Mr. Huff,
Hughes,
Hurlbut,
Huston,
Kellogg,
Knapp,
Lamb,
Landon,
Little,
McGonegal,
E. R. Miller,
N. L. Miller,
R. C. Miller,
Millington,

Mr. Ross,
Runyan,
Smith,
Sumner,
Thayer,
Tobey,
Van Scoy,
Walker,
Watkins,
Webster,
Wells,
White,
Williams,
Speaker,

94

NAYS.

0

Title agreed to.

On motion of Mr. Pattengell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 63, entitled

A bill to amend section three, of chapter seventy-seven, of the revised statutes of 1846, the same being section 3041, of chapter 101, of the compiled laws, relating to the sale of lands for the payment of debts by executors, administrators, and guardians,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,
Adams,
Adsit,
Atwood,
Barnaby,
Bates,
Brockway,
Brown,
Cameron,
Chamberlain.
Cherry,
Childs.

Mr. R. J. Grant,
Gray,
Green,
Greusel,
Grosvenor,
Haack,
Harris,
Hart,
H. Haynes,
Haywood,
Hazen,
N. R. Hill,

Mr. Minne,
P. Mitchell,
W.H.C. Mitchell,
Montgomery,
Moshier,
Norris,
C. Y. Osburn,
J. M. Osborn,
Pearl,
Pattengell,
Phillips,
Pierson,

Mr. Clement,	Mr. S. W. Hill,	Mr. Post,
Climie,	Holland,	Priest,
Cochrane,	Holt,	Rood,
Congdon,	Houseman,	Roof,
Copley,	Hoyt,	Roost,
Coulter,	Huff,	Ross,
Crane,	Hughes,	Runyan,
Dalton,	Hurlbut,	Smith,
Doty,	Huston,	Sumner,
Edwards,	Kellogg,	Thayer,
Fenton,	Knapp,	Tobey,
Ferris,	Lamb,	Van Scoy,
Ferry,	Landon,	Walker,
Frost,	Little,	Watkins,
Garfield,	McGonegal,	Webster,
Garrison,	E. R. Miller,	Wells,
Gibson,	N. L. Miller,	White,
Gillam,	R. C. Miller,	Williams,
C. B. Grant,	Millington,	Speaker, 93

NAYS.

Mr. Gorman, .. 1

Title agreed to.

House bill No. 64, entitled

A bill to amend section thirty-nine, of chapter ninety-one, of the revised statutes of 1846, the same being section 3645, of chapter 116, of the compiled laws, relating to probate courts,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Atwood moved to amend the bill by striking out the figures "3645" where they occur in the second line of section one, and inserting the figures "39" in lieu thereof;

Which motion did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Grensel,	Mr. W.H.C. Mitchell,
Adams,	Grosvenor,	Montgomery,
Barnaby,	Haack,	Moahier,
Bates,	Harris,	C. Y. Osburn,

Mr. Brockway,	Mr. H. Haynes,	Mr. J. M. Osborn,
Brown,	Hazen,	Pierson,
Cherry,	N. R. Hill,	Post,
Clement,	S. W. Hill,	Priest,
Climie,	Holland,	Rood,
Cochrane,	Holt,	Roof,
Copley,	Houseman,	Roost,
Coulter,	Huff,	Ross,
Dalton,	Hughes,	Runyan,
Doty,	Hurlbut,	Smith,
Fenton,	Huston,	Sumner,
Ferris,	Kellogg,	Thayer,
Ferry,	Lamb,	Tobey,
Garfield,	Landon,	Van Scoy,
Garrison,	Little,	Walker,
Gibson,	McGonegal,	Watkins,
Gillam,	R. C. Miller,	Webster,
C. B. Grant,	Millington,	Wells,
R. J. Grant,	Minne,	Williams,
Gray,	P. Mitchell,	Speaker, 72

NAYS.

Mr. Adsit,	Mr. Green,	Mr. N. L. Miller,
Atwood,	Hart,	Norris,
Chamberlain,	Haywood,	Pearl,
Congdon,	Hoyt,	Pattengell,
Crane,	Knapp,	Phillips,
Edwards,	E. R. Miller,	White,
Frost,		19

The question being on agreeing to the title,

Mr. Adams moved to amend by striking out the word "of" where it occurs after the figures "3645;"

Which motion prevailed.

The title, as amended, was then agreed to.

MOTIONS AND RESOLUTIONS.

Mr. Adam moved to discharge the committee of the whole from the further consideration of Senate bill No. 29, entitled

A bill for the prevention of cruelty to animals, and to repeal section 5879 of the compiled laws;

Also, House bill No. 51, entitled

A bill for the more effectual prevention of cruelty to animals;

Which motion prevailed.

On motion of Mr. Adam,

The bills were recommitted to the committee on State affairs.

Mr. C. Y. Osburn moved to take from the table House bill No. 26, being

A bill to authorize the city of Owosso to raise money to construct a court-house and jail in Shiawassee county;

Which motion prevailed.

Mr. C. Y. Osburn moved to amend the bill by striking out the word "majority," in section 1, line 5, and inserting the words "two-thirds" in lieu thereof;

Which motion prevailed.

Mr. Garrison moved to recommit the bill to the committee on banks and incorporations;

Which motion did not prevail.

Mr. C. Y. Osburn moved to amend section 2, line 2, of the bill, by inserting after the word "aforesaid," the words "at any annual or general election within five years after this act shall take effect, and not after that time;"

Mr. Garrison moved to amend the amendment by striking out the words "five years," and inserting the words "two years" in lieu thereof;

Which motion did not prevail.

The motion to amend did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Green,	Mr. Montgomery,
Adams,	Grosvenor,	Moshier,
Adsit,	Haack,	Norris,
Barnaby,	Harris,	C. Y. Osburn,
Bates,	Hart,	J. M. Osborn,
Brockway,	H. Haynes,	Pearl,
Brown,	Haywood,	Pattengell,
Cameron,	Hazen,	Phillips,
Chamberlain,	N. R. Hill,	Post,
Clement,	S. W. Hill,	Priest,
Clunie,	Holland,	Rood,

Mr. Cochrane,	Mr. Houseman,	Mr. Roof,
Congdon,	Huff,	Roost,
Coulter,	Hughes,	Ross,
Dalton,	Hurlbut,	Runyan,
Edwards,	Huston,	Smith,
Fenton,	Lamb,	Sumner,
Ferris,	Landon,	Thayer,
Ferry,	Little,	Tobey,
Garfield,	E. R. Miller,	Van Scoy,
Gibson,	Millington,	Walker,
C. B. Grant,	Minne,	Watkins,
R. J. Grant,	P. Mitchell,	Webster,
Gray,	W.H.C. Mitchell,	White,

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NAYS.

Mr. Copley,	Mr. Greusel,	Mr. N. L. Miller,
Crane,	Holt,	R. C. Miller,
Doty,	Hoyt,	Wells,
Garrison,	Kellogg,	Williams,
Gillam,	Knapp,	Speaker,
Gorman,	McGonegal,	

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Title agreed to.

On motion of Mr. C. Y. Osburn,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. S. W. Hill offered the following :

Resolved, That the Auditor General be requested to furnish this House with a detailed statement of the specific taxes received from copper and iron mining corporations, each year, for the past four years, and to report any delinquencies during this time, or for a greater period, and the causes therefor, if they shall be known to the Auditor General;

Which was adopted.

UNFINISHED BUSINESS.

Being the consideration of the following resolution :

Resolved (the Senate concurring), That the finance report of J. B. Walker, Treasurer of the State for the Deaf and Dumb and the Blind Asylum for the years 1869 and 1870, to the Governor and to the Legislature, is inexplicit and unsatisfactory to the Legislature, and that said Walker be required to

make a full statement of receipts and expenditures for the Michigan Institution for educating the deaf and dumb and the blind during the two fiscal years commencing December 1st, 1868, and ending November 30, 1870, setting forth the several amounts of money received by him, and the sources from which received, and the amounts paid out by him as such treasurer in full; reporting the names of the persons to whom paid, the amount of money paid to each person or firm, the dates of payments, the items for which paid, and the use to which the same has been applied.

Mr. Huston offered the following substitute for the resolution:

Resolved (the Senate concurring), That a joint special committee, consisting of three of the House and two of the Senate, be appointed to go to Flint and make a thorough investigation of the receipts and expenditures for the Michigan institution for educating the deaf, dumb, and blind, during the two fiscal years next ensuing after the 1st of December, 1868, and report their doings thereon with all convenient speed.

Mr. Huston moved to lay the resolution on the table.

Mr. McGonegal demanded the yeas and nays.

The demand was not seconded.

The motion to lay the resolution on the table did not prevail.

Mr. Gray moved to strike out all after the word "resolved," in the substitute, and insert the following in lieu thereof:

"That James B. Walker be requested to bring his books of account as commissioner of the Deaf, Dumb, and Blind Asylum, to be presented to a committee of five, to be appointed by the Speaker of this House, for their examination and inspection."

Mr. Grosvenor moved to lay the resolution on the table;

Which motion prevailed.

GENERAL ORDER.

On motion of Mr. Cameron,

The House went into committee of the whole on the general order,

Mr. Fenton in the chair.

After some time spent therein, the committee rose, and, through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 65, entitled

A bill to repeal act number 205, of the session laws of 1865, approved March 16, 1865, relating to a tax upon dogs;

2. House bill No. 67, entitled

A bill to amend section five of an act entitled "An act to authorize the formation of corporations for the running, booming, and rafting of logs," approved February 4, 1864;

3. Senate bill No. 4, entitled

A bill to amend section 14 of an act entitled "An act to provide for the organization of the Supreme court pursuant to section 2, of article 6, of the constitution," approved February 16, 1857;

4. House bill No. 69, entitled

A bill to organize the township of Riverside, in the unorganized county of Missaukee;

5. House bill No. 70, entitled

A bill to organize the township of Clam Union, in the unorganized county of Missaukee;

6. House bill No. 71, entitled

A bill to organize the county of Missaukee;

7. House bill No. 72, entitled

A bill to organize the township of Henderson, in the county of Wexford;

8. House bill No. 74, entitled

A bill to authorize the trustees of the Bridge Street Meth-

odist Episcopal Church, of Grand Rapids, Kent county, to sell and convey certain real estate;

9. Senate manuscript bill, entitled

A bill to change the name of the First Presbyterian Society of Lower Saginaw;

10. Senate bill No. 31, entitled

A bill to amend section sixty-five, of chapter 14, of the revised statutes of 1846, being section four hundred and six of the compiled laws, relative to county officers.

Have made no amendment thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill:

11. House bill No. 68, entitled

A bill to incorporate the city of Greenville,

And have directed their chairman to report the same back to the House, with the recommendation that it be recommitted to the committee on banks and incorporations.

CHAS. B. FENTON, *Chairman.*

Report accepted and committee discharged.

The first ten named bills were placed on the order of third reading.

On motion of Mr. Brockway,

The House concurred in the recommendation of the committee in regard to the eleventh named bill, and the bill was recommitted to the committee on banks and incorporations.

On motion of Mr. Atwood,

The House adjourned.

Lansing, Friday, February 10, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Hickox.

Roll called: quorum present.

Absent without leave: Mr. Pierson.

Mr. Pearl asked and obtained leave of absence for Mr. Pierson for the day, on account of sickness.

PRESENTATION OF PETITIONS.

By Mr. Bates: Petition of the board of supervisors of Midland county, and of 125 other citizens of Midland county, asking for the organization of the county of Clare;

Also, petition of Wm. Crawford and 102 others, residents of Clare county, for the same purpose;

Referred to the committee on towns and counties.

By Mr. Bates: Petition of H. H. Hatch and 60 others, residents of Bay county, asking for a law to provide for the manner, time, and place parties may be allowed to fish in this State;

Referred to the committee on fisheries.

By Mr. N. R. Hill: Petition of Edward Jewell, George Shannon, C. C. Shannon, and 158 others, citizens of the township of Nelson, Kent county, asking for the organization of the new county, to be called the county of Russell;

Also, petition of M. J. Clark, B. Fairchild, and 74 others, citizens of the township of Solon, Kent county, for the same purpose;

Also, petition of S. S. Thomas, John Hunter, and 43 others, citizens of the township of Spencer, Kent county, for the same purpose;

Also, petition of George Milliard, Charles Smith, and 38 others, citizens of the township of Nelson, Kent county, for the same purpose;

Referred to the committee on towns and counties.

By Mr. Adam: Petition of H. L. Hayward, H. C. Conkling, and sundry other citizens of Tecumseh, in favor of compensation to Edward Murphy for wrongful imprisonment;

Referred to the committee on State affairs.

By Mr. Childs: Remonstrance of O. L. Torrey and 44 others, tax-payers of Manchester village and town, against extending the corporate boundaries of said village;

Referred to the committee on banks and incorporations.

By Mr. Houseman: Petition of the board of supervisors of Kent county, attorneys, and about 1,000 citizens of Kent and Barry counties, asking that said counties be constituted in one judicial circuit;

Referred to the committee on judiciary.

By Mr. Hughes: Petition of J. H. Moxom, G. F. Holden, S. H. Gage, and 55 others, citizens of Bellevue, asking for two professors and a homeopathic hospital in the University;

Referred to the committee on State affairs.

By Mr. Hughes: Petition of Henry Brown and 91 others, citizens of Battle Creek, for a chair of Homeopathy in the State University;

Referred to the committee on State affairs.

By Mr. Hoyt: Petition of B. C. Durfee and 26 others, for the passage of a law for the relief of Edward Murphy;

Referred to the committee on State affairs.

By Mr. Haack: Petition of F. B. Corning, F. P. Sears, A. W. Wright, R. C. Remick, and 31 others, owners of property in Clare county, asking for the organization of the county, and the location of the county site at Farwell;

Referred to the committee on towns and counties.

By Mr. Crofoot: Petition of the township officers of the township of Brighton, county of Livingston, asking for the passage of an act allowing them to pay certain bounties;

Referred to the committee on military affairs.

By Mr. Brockway: Petition of Robert B. Shipman and 13 others, citizens of Calhoun county, asking that certain terri-

tory be detached from fractional school district No. 4, of Clarence and Sheridan townships;

Referred to the committee on education.

By Mr. Gray: Petition of Harrison Carey, H. M. Carroll, B. F. Crawford, and 210 others, citizens of Clare county, asking for the organization of said county, and the location of the county site at Farwell;

Also, petition of B. F. Crawford and Geo. W. Armstrong, citizens of Clare county, for the same purpose;

Referred to the committee on towns and counties.

By Mr. P. Mitchell: Petition of Geo. Ingersoll, A. O. Hyde, and E. F. Henderson, members of the school board of Calhoun county, asking that a law be passed requiring children between certain ages to attend school;

Referred to the committee on education.

By Mr. P. Mitchell: Petition of Geo. Ingersoll, A. O. Hyde, C. P. Dibble, J. H. Montgomery, and E. F. Henderson, citizens of Marshall, asking that some law be passed establishing uniformity of text-books in the public schools;

Referred to the committee on education.

By Mr. Grosvenor: Petition of L. P. Hazen and 150 others, citizens of Eaton county, asking for a chair of Homeopathy in the State University;

Also, petition of Dr. B. F. Baily, Jr., O. G. Hotaling, O. B. Moss, and 19 others, for the same purpose;

Referred to the committee on education.

By Mr. N. L. Miller: Petition of Wm. Zahn, praying that his name be changed to Wm. Sawu;

Referred to the committee on State affairs.

By Mr. N. L. Miller: Petition of C. H. Lincoln and 24 others, in relation to uniformity of text-books in the public schools;

Referred to the committee on education.

By Mr. N. L. Miller: Petition of E. A. Barnes, L. H. Gray, and 25 others, in relation to compulsory attendance in our public schools;

Also, petition of C. H. Lincoln and 24 others, for the same purpose;

Referred to the committee on education.

By Mr. Van Scoy: Petition of R. M. Brooks and 28 others, citizens of Clinton county, asking the continuance of the office of county superintendent of common schools;

Referred to the committee on education.

By Mr. N. L. Miller: Petition of E. A. Barnes, L. H. Gray, and 23 others, for a uniformity of text-books in the public schools;

Referred to the committee on education.

By Mr. Van Scoy: Petition of A. H. Wright, E. M. Potter, L. H. Pierce, and 100 tax-payers of Clinton county, asking the passage of a general law in regard to equalizing the taxes in fractional school districts that lie in two or more counties;

Referred to the committee on education.

By Mr. Kellogg: Petition of M. C. Lafter, Emma Purdy, Chas. Spencer, F. J. Huckins, B. F. Cooper, and 30 others, asking that an act be passed establishing uniformity of text-books in public schools;

Referred to the committee on education.

By Mr. Brockway: Petition of Daniel Taber, Daniel P. Wood, Daniel S. Gardner and 222 others, citizens of Calhoun county, asking for an appropriation from the swamp land fund to construct a ditch through the township of Lee, in the county of Calhoun;

Referred to the committee on ways and means.

By Mr. Garrison: Petition of M. L. Stevens, J. Bridges, Isaac Lovejoy, and 39 others, citizens of Shiawassee county, praying for the repeal of the law creating the office of county superintendent of schools;

Referred to the committee on education.

By Mr. R. C. Miller: Petition of Henry Everett, Ranssler Comstock, and 90 others, citizens of Montcalm county, praying for the repeal of the law creating the office of superintendent of schools;

Referred to the committee on education.

By Mr. Haywood: Petition of Wm. R. Stafford, Duncan McKenzie, I. C. Thompson, I. D. Thompson, and 170 others, asking for an appropriation of one section of State swamp land per mile for the purpose of laying out a road, as follows: commencing where the Port Austin and Sanilac State road connects with the Sand Beach and Bay City State road, running thence in a northerly and easterly direction, connecting with the Port Hope and Wild Fowl Bay State road, also the Port Hope and Piney Bog State road, at some point near Port Hope;

Referred to the committee on public lands.

By Mr. Barnaby: Petition of W. C. Beckwith, E. W. Mead, and 59 others, citizens of Gratiot county, asking for an appropriation of non-resident tax or of State swamp land for the construction of a State road in the townships of Wheeler and Lafayette, in the county of Gratiot;

Referred to the committee on local taxation.

By Mr. Wells: Petition of Wm. Gowan and 24 others, citizens of St. Clair county, for an act to secure a more general attendance at public schools;

Referred to the committee on education.

By Mr. Wells: Petition of James J. Duffie, J. J. Boyce, and 27 others, citizens of Brockway township, St. Clair county, for uniformity of text-books in the public schools;

Referred to the committee on education.

By Mr. Wells: Remonstrance of Frank Vert, Jas. Graham, Jas. Brown, and 27 others, citizens of St. Clair county, against the repeal of the law creating the office of county superintendent of schools;

Referred to the committee on education.

By Mr. Cameron: Petition of Ira Rix, Chancy Bonfacy, Stephen Kinsley, and 100 others, citizens of Kalamazoo county, praying for the abolition of the office of county superintendent of schools;

Referred to the committee on education.

By Mr. Cameron: Petition of B. Barnum, W. R. Coff, V. C. Smith, and 15 others, citizens of Kalamazoo county, praying for the establishment of a State Board of Health;

Referred to the committee on State affairs.

By Mr. Cochran: Petition of D. B. Duffield, C. Hinchman, Samuel T. Douglass, and 95 others, members of the bar of the city of Detroit, praying that an amendment of the constitution, increasing the salaries of circuit judges, be submitted to the next general election;

Also, petition of Duncan Stewart, Theodore P. Hall, and 78 others, citizens of Wayne county, for the same purpose;

Referred to the committee on judiciary.

By Mr. Phillips: Memorial of the legal profession, and of the bar of Genesee county, asking that an amendment to the constitution be submitted at the next general election, increasing the salaries of circuit judges;

Referred to the committee on judiciary.

By Mr. Hazen: Petition of C. S. Stockwell and others, citizens of St. Clair county, for a law compelling the attendance of children of certain ages in the common schools;

Referred to the committee on education.

By Mr. Hazen: Petition of J. D. Jones and 80 others citizens of Brockway, St. Clair county, for an appropriation of swamp lands, to drain certain swamps in said county;

Referred to the committee on public lands.

By Mr. Hazen: Remonstrance of C. S. Stockwell and others, of St. Clair county, against the repeal of the law providing for county superintendents of common schools;

Referred to the committee on education.

By Mr. Hazen: Petition of C. S. Stockwell and others, of St. Clair county, for a law providing for uniformity of textbooks in the public schools;

Referred to the committee on education.

By Mr. Montgomery: Petition of Hon. Chauncey Goodrich, Hon. M. P. Burtch, E. M. Griffith, and 23 others, citizens of Grand Ledge, Eaton county, praying that certain rights and

immunities be extended to married men, so as to allow them to convey property without the consent of their wives.

On motion of Mr. Fenton,

The petition was referred to the committee on judiciary, and ordered printed in the journal.

The following is the petition :

To the Honorable Senate and House of Representatives of the State of Michigan :

Whereas, All governments are purely conventional, and should be arranged that equal and exact justice may be fully established, to the end that peaceful fruits may fall upon us all as the nightly dews of heaven. And whereas, the rights of women have so far been extended, that she has full power and authority to sell, convey, and otherwise dispose of any and all real or personal estate without the counsel or consent of her husband, and without his joinder in her deeds ;

Now, therefore, we, the undersigned petitioners, humbly and devoutly pray that your honorable body will extend the same rights and immunities to the opposite or sterner sex, except so far as relates to homestead exemptions. All which, if granted, will be quite satisfactory for this prayer. But if your honorable body shall fail to grant said request, we, the undersigned, will feel under the strongest obligation to create to ourselves other gods who will hear our supplications, and thus we'll ever pray.

B. T. Esler,
D. E. Russell,
Ira Russell,
E. M. Griffith,
S. D. Griffith,
D. C. Parmenter,
S. Chadwick,
T. Johnson,
John Heywood,
S. S. Coryell,
Chauncey Goodrich.
R. H. Biddlecon,
M. W. Trim,

G. W. Bull,
J. A. Wickham,
Lorenzo Tyler,
R. Wood,
Jas. Howie,
P. H. Boyce,
C. L. Scott,
H. Cole,
C. Kennedy,
E. S. Hammond,
J. P. Rogers,
E. O. Russell,
P. McCarty.

REPORTS OF STANDING COMMITTEES.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was recommitted House bill No. 13, entitled

A bill to re-incorporate the village of Bronson,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Gillam,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Gillam,

The bill was placed on the order of third reading.

By the committee on education:

The committee on education, to whom was referred that portion of the Governor's message relative to the University of Michigan, and also the petition of the Board of Regents of the University of Michigan, asking for an appropriation of seventy-five thousand dollars for the erection of a building for recitation and lecture rooms for the use of the under-graduate department, respectfully report that they have had the same under consideration, and have directed me to report said petition back to the House, with the accompanying bill and the following report:

The committee have visited the University and have examined its various departments as thoroughly as their limited time would permit, and they find that there are now in actual attendance in the various departments, eleven hundred and twenty-six students, divided as follows: in the department of science, literature, and the arts, four hundred and seventy-

seven; in the department of medicine, three hundred and forty, and in the department of law, three hundred and nine. Of this number, more than five hundred are residents of the State of Michigan.

The medical and law departments seem to be well supplied with accommodations, the only noticeable defect in the law department being its small, though well-selected library.

In the literary department, larger and better accommodations are absolutely necessary, in order to meet the wants of its constantly increasing numbers. Two buildings were erected for the use of this department,—one in 1841, the other in 1848. No buildings have since been erected for this department. These buildings were erected and used almost entirely for dormitories, but the number of students increasing, and there being no funds with which to erect other buildings, the dormitories were gradually adapted to the purpose of recitation-rooms by the removal of partitions, and in 1855 the dormitory system was entirely abandoned. One of these buildings has necessarily been given up to the use of the museum, except one room, which was formerly used for chapel exercises, and is now used for lectures to the different classes. The other is now occupied for recitation-rooms. These recitation or class rooms are thirteen in number, are about forty feet long, twenty feet wide, and from eight to a little less than nine feet in height. The entry ways are seven feet wide and the stair cases three feet wide.

In these recitation-rooms there are daily nine recitations in mathematics, seven in French, two in history, one in philosophy, one in astronomy, six in Latin, five in Greek, four in German, one in geology, two in physics and four in engineering, besides the usual exercises in elocution, etc., making in all about forty-five daily exercises. Four of these rooms are necessarily arranged for the engineering department, and can be used for no other purpose. Two or more professors are thus compelled to occupy the same room, which often makes serious inconvenience.

These recitation-rooms are poorly ventilated, of insufficient size, and are almost wholly unfit for the purposes for which they are used.

The room which was formerly used as a chapel, and is the largest room in this department, will accommodate only two hundred and ninety-nine, therefore the literary department is compelled to occupy the law lecture-room for chapel and other exercises, to the great inconvenience of the law department, which needs the room for its own use, and will constantly be needing it more and more. The literary department will, therefore, soon have to give up all attempts at assembling together under the present arrangements.

The University has no hall large enough to accommodate half the present number of students; it has none, in fact, in which they can all find room to stand; hence they cannot be assembled together for lectures or other purposes unless they use one of the churches of the city of Ann Arbor, which can with difficulty be obtained.

The admission of ladies to the University, which has thus far been attended with gratifying success, has increased the number of students during the present year, and with the prospect of a still larger increase, has rendered the necessity for increased accommodations more imperative.

The number of foreign students is large, and the committee regret that the resources of the University are such as to compel a distinction to be made between home and foreign students as to the amount of fees required. The income during the present term from the entrance fees and annual tax of foreign students, amounts to twelve thousand dollars, a sum which more than defrays the expenses of their instruction.

The income of the University is hardly sufficient to defray its actual running expenses with the practice of the most rigid economy, and the committee believe that the Honorable Board of Regents have managed the financial affairs of the University most economically and successfully. In fact, the

committee believe that the history of other colleges and universities will fail to show so much accomplished for the education of young men and women, for the promotion of scientific investigation, and for education in all its branches, with so insignificant an outlay of means.

The committee, therefore, deeming a new building for the University of Michigan imperatively necessary, have directed me to report to the House the accompanying bill, entitled

A bill making an appropriation for the erection of a new hall for the University of Michigan,

Recommending that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. B. GRANT, *Chairman*.

Report accepted and committee discharged.

The bill was read a first and second time by its title, ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bill:

House bill No. 40, being

A bill to amend section 11, of chapter 91, of the revised statutes of 1846, being section 3617, of chapter 116, of the compiled laws, entitled "Of the probate courts:"

Also, the following concurrent resolution:

Resolved (the Senate concurring), That our Senators in Congress be instructed, and our Representatives be requested to use their influence to secure such action as will extend the operation of the extradition treaty now existing between the British and United States governments, so that it may include a much greater variety of criminal offenses against the laws of both governments than are found to be now provided for by the provisions of the Ashburton treaty.

Resolved, That the Governor be and he hereby is requested

to forward copies of the foregoing resolution to each of our Senators and Representatives in Congress.

JOHN LANDON, *Chairman.*

Report accepted.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was recommitted House bill No. 68, entitled

A bill to incorporate the city of Greenville,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

W. D. GARRISON, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Norris,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Norris,

The bill was placed on the order of third reading.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was recommitted House bill No. 56, being

A bill to incorporate the village of Vassar,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Williams,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Williams,

The bill was placed on the order of third reading.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend section one of an act entitled "An act to authorize the introduction of water into, and the construction or purchase of hydraulic works in the cities and villages in the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to detach certain territory from the county of Saginaw, and attach the same to the county of Bay;

Also, the remonstrance of Ezra Rust, and others;

Respectfully report that they have had the same under consideration, and have directed me to report the bill back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

N. L. MILLER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. R. J. Grant,

The bill was laid on the table.

By the committee on drainage:

The committee on drainage, to whom was referred

A bill for the improvement of the sanitary condition of the

people of the State of Michigan, by the drainage of swamps, marshes, and other low lands,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

GEO. I. BROWN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Adsit,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State Prison:

The committee on the State Prison, to whom was referred the petition of the President of the Board of Metropolitan Police Commissioners of the city of Detroit, and the Circuit Judge for the county of Wayne, acting under the direction of a meeting of the citizens of Detroit, relative to indeterminate sentences in the House of Correction in said city, would respectfully report that they have had the same under consideration, and have directed me to report that, while there is a great difference of opinion with regard to the subject under consideration, and which has been so ably discussed by the special commissioners appointed by his Excellency Governor Baldwin, it does not seem proper for the committee to report in any other way than by referring the same back to the House without any recommendation on the subject.

Indeed, from the language of your petitioners, it would seem that they have no other desire than to call the attention of the Legislature to the subject under consideration, for the purpose of discussing the question, should the Legislature desire to do so in the future.

Therefore your committee ask to be discharged from any further consideration of the subject.

HARVEY HAYNES, *Chairman.*

Report accepted and committee discharged.

The petition was laid on the table.

By the committee on State affairs:

The committee on State affairs, to whom was referred House bill No. 51, entitled

A bill for the more effectual prevention of cruelty to animals,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

M. M. ATWOOD, *for the Committee.*

Report accepted and committee discharged.

On motion of Mr. Roost,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Roost,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred Senate bill No. 29, entitled

A bill for the prevention of cruelty to animals, and to repeal section 5879 of the compiled laws,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, recommending that inasmuch as the objects are more fully accomplished by House bill No. 51, heretofore reported, the bill do lie upon the table, and ask to be discharged from the further consideration of the subject.

M. M. ATWOOD, *for the Committee.*

Report accepted and committee discharged.

On motion of Mr. Landon,

The bill was laid on the table.

By the committee on roads and bridges :

The committee on roads and bridges, to whom was referred

A bill for laying out and establishing the Almer and Fair Grove State road, and making an appropriation of non-resident highway tax for the construction of the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges :

The committee on roads and bridges, to whom was referred a petition of August S. Heilytag and 166 others, for repeal of act No. 402, of session laws of 1869, for laying out and establishing a State road in the counties of Macomb and St. Clair;

Also,

A bill to repeal act No. 402; of the session laws of 1869, entitled an act to provide for laying out and establishing a State road in the counties of Macomb and St. Clair;

Respectfully report that they have had the same under consideration, and have directed me to report the bill back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was recommitted Senate bill No. 28, entitled

A bill to repeal section 20, of chapter 140, of the revised statutes of 1846, being section 5380 of the compiled laws.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Landon,

The bill was placed on the order of third reading.

By the committee on judiciary:

The committee on judiciary, to whom was re-committed House bill No. 38, entitled

A bill to amend section 22, of chapter 21, of the compiled laws, as enacted by act No. 71, of the session laws of 1869, approved March 30, 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Walker,

The House concurred in the amendment made to the bill by the committee.

The bill, having been read a third time, was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,
Adams,
Adsit,
Atwood,

Mr. C. B. Grant,
R. J. Grant,
Gorman,
Gray,

Mr. P. Mitchell,
W.H.C. Mitchell,
Montgomery,
Moshier,

Mr. Barnaby,	Mr. Green,	Mr. Norris,	
Bates,	Greusel,	C. Y. Osburn.,	
Brockway,	Grosvenor.	J. M. Osborn.,	
Brown,	Haack,	Pearl,	
Cameron,	Harris,	Pattengell.,	
Chamberlain,	Hart,	Phillips,	
Cherry,	H. Haynes,	Post,	
Clement,	Haywood,	Priest.,	
Climie,	Hazen,	Rood.,	
Cochrane,	N. R. Hill,	Roof,	
Congdon,	S. W. Hill,	Roost.,	
Copley,	Holt,	Ross,	
Coulter,	Houseman,	Smith,	
Crane,	Huff,	Sumner,	
Crofoot,	Hughes,	Swineford.,	
Dalton,	Hurlbut,	Thayer,	
Doty,	Huston,	Tobey,	
Edwards,	Knapp,	Van Scoy.,	
Fenton,	Lamb,	Walker,	
Ferris,	Landon,	Watkins,	
Ferry,	Little,	Webster,	
Frost,	McGonegal,	Wells,	
Garfield,	E. R. Miller,	White,	
Garrison.	R. C. Miller,	Williams,	
Gibson,	Millington,	Speaker,	
Gillam,	Minne,		89
	NAYS.		0

The question being on agreeing to the title,

Mr. J. M. Osborn moved to amend by adding thereto the words "relating to duties of overseers of highways and commissioners of highways;"

Which motion prevailed.

The title as amended was then agreed to.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill for the organization of the county of Schoolcraft, and two new townships therein,

Respectfully report that they have had the same under consideration, and being of the opinion that it embraces more than one object, have directed me to report the same back to

the House, without recommendation, and ask to be discharged from the further consideration of the subject.

N. L. MILLER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Watkins,

The bill was laid on the table.

By the committee on State Prison:

The joint committee on State Prison and Reform School, to whom was referred

A bill in addition to the acts relating to the Detroit House of Correction, and to prevent crime by restraint and reformation of offenders,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

W. C. HOYT, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Huston,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

NOTICES.

Mr. Millington gave notice that on some future day he would ask leave to introduce

A joint resolution providing for letting to the lowest bidder, contracts to supply the State Prison and State Reform School with goods manufactured in this State, composed of wool, or parts of wool and parts of cotton.

Mr. N. R. Hill gave notice that on some future day he would ask leave to introduce

A bill for the purpose of organizing a new county, to be composed of the following towns, to-wit: Oakfield, Courtland, Algoma, Sparta, Solon, Nelson, and Spencer, from Kent county; Pierson, Reynolds, Winfield, and Maple Valley,

from Montcalm county; Ensley and Croton, from Newaygo county; to be known as the county of Russell.

Mr. Dalton gave notice that on some future day he would ask leave to introduce

A bill to confer upon commissioners of highways certain powers in relation to plank road companies.

Mr. H. Haynes gave notice that on some future day he would ask leave to introduce

A bill making an appropriation for making improvements at the State Prison.

Mr. Wells gave notice that on some future day he would ask leave to introduce

A bill to amend section number eighteen, of chapter number fourteen, of an act to revise the charter of the city of Port Huron, approved April 5th, 1869.

Mr. Hoyt gave notice that on some future day he would ask leave to introduce

A bill relating to the right of dower of married women in the lands of their deceased husbands;

Also,

A bill relating to issuing executions on judgments in certain cases.

Mr. Tobey gave notice that on some future day he would ask leave to introduce

A bill to amend section thirty-one of an act to revise the charter of the village of Burr Oak, approved March 16th, 1867 by erasing the word "bridges" where it occurs in the fifth line of said section.

Mr. Little gave notice that on some future day he would ask leave to introduce

A bill to provide for laying out and establishing a certain State road in the counties of Midland and Saginaw, and to appropriate certain non-resident highway taxes for the construction thereof.

Mr. N. L. Miller gave notice that on some future day he would ask leave to introduce

A bill to change the name of William Zahn to William Sawn.

Mr. Watkins gave notice that on some future day he would ask leave to introduce

A bill to change the name of George F. Carney to George F. Powers, and constitute him heir-at-law of J. S. Powers.

Mr. Barnaby gave notice that on some future day he would ask leave to introduce

A bill to lay out and construct a State road from the northern terminus of the Ovid and St. Charles State road northerly to the St. Louis and Saginaw plank road, and making an appropriation of non-resident highway tax for the construction of the same.

Mr. Adams gave notice that on some future day he would ask leave to introduce

A joint resolution for the relief of Hiram Ransom.

Mr. Swineford gave notice that on some future day he would ask leave to introduce

A bill to organize the township of Onota, in the county of Schoolcraft;

Also,

A bill to organize the township of Manistique, in the county of Schoolcraft.

Mr. Hurlbut gave notice that on some future day he would ask leave to introduce

A bill to establish the salaries of judges of probate.

Mr. Cochrane gave notice that on some future day he would ask leave to introduce

A bill to create a fire commission in the city of Detroit.

Mr. Huston gave notice that on some future day he would ask leave to introduce

A bill to authorize school district No. 5, of Millington, in the county of Tuscola, to issue bonds to the amount of \$590, to aid in the construction of a school-house.

Mr. Huston gave notice that on some future day he would ask leave to introduce

A bill to aid in the completion of the Tuscola and Saginaw Bay State road.

INTRODUCTION OF BILLS.

Mr. Watkins, previous notice having been given and leave being granted, introduced

A bill to amend an act entitled "An act to revise the charter of the village of Wayland, being act number 366 of the session laws of the year 1869," approved March 30, 1869.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Watkins, unanimous consent being given, introduced

A bill to amend chapter 67, revised statutes of 1846, being chapter 91 of the compiled laws, entitled "Of title to real property by descent," by adding thereto a new section, to stand as section 14.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Millington, previous notice having been given and leave being granted, introduced

A bill to amend section 7, of an act entitled "An act to establish an asylum for the deaf, and dumb, and the blind, and also an asylum for the insane, of the State of Michigan," approved April 3, 1848, being section 1529 of the compiled laws.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Grosvenor, previous notice having been given and leave being granted, introduced

Joint resolution to refund certain moneys heretofore expended by the State Agricultural Society for the benefit of the State Normal School.

The joint resolution was read a first and second time by its title, and referred to the committee on agriculture.

Mr. Houseman, previous notice having been given and leave being granted, introduced

A bill to prevent the destruction of mink.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Lamb, previous notice having been given and leave being granted, introduced

A bill to provide for punishing any officer for receiving more than legal fees or compensation.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Crofoot, previous notice having been given and leave being granted, introduced

A bill to authorize the township of Brighton, in the county of Livingston, to raise money by tax to pay certain bounties.

The bill was read a first and second time by its title, and referred to the committee on military affairs.

Mr. Adams, previous notice having been given and leave being granted, introduced

A bill to amend section 7, of chapter 65, of the revised statutes of 1846, being section 2726, chapter 88, of the compiled laws, entitled "Of alienation by deed, and the proof and recording of conveyances, and the canceling of mortgages."

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. McGonegal, previous notice having been given and leave being granted, introduced

A bill to establish the weight of lime.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Gibson, previous notice having been given and leave being granted, introduced

A bill to amend section 33, of chapter 7, of "An act to revise the charter of the city of Detroit," approved February 5, 1857.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Webster, previous notice having been given and leave being granted, introduced

A bill to repeal act number 58 of the session laws of 1849, being an act entitled "An act to authorize Prosper Bunyea to keep up a dam across the Huron river, in the county of Oakland," approved March 16th, 1847.

The bill was read a first and second time by its title, and referred to the committee on manufactures.

Mr. Fenton, unanimous consent being given, introduced

A bill to quiet title to certain lands and prescribe conditions and limitations of actions in ejectment.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Brockway, previous notice having been given and leave being granted, introduced

A bill to provide for the drainage of the swamp lands in the township of Lee, in the county of Calhoun, and making an appropriation therefor from the swamp land fund.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Gray, unanimous consent being given, introduced

A bill making the actions of trespass, and trespass in the case, transitory in certain cases.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Roof, previous notice having been given and leave being granted, introduced

A bill to change the name of Daniel Johnson to Daniel Way, and constitute him heir-at-law of Francis Way.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Hurlbut, unanimous consent being given, introduced

A bill to amend sections 12, 13, and 14, of act No. 82, of the session laws of 1869, being an act to amend sections 12, 13, 14, and 15, of chapter 154, of the revised statutes of 1846,

being sections 5756, 5757, 5758, and 5759, of chapter 181, of the compiled laws, entitled "Of offenses against property," approved March 30, 1869.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hart, previous notice having been given and leave being granted, introduced

Joint resolution authorizing the Commissioner of the State Land Office to issue two certificates of primary school lands to Patrick Daily.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hazen, previous notice having been given and leave being granted, introduced

A bill to provide for the improvement and completion of the western portion of the Capac and Clyde State road, in the county of St. Clair, State of Michigan, and making an appropriation of State swamp lands therefor.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Holt, previous notice having been given and leave being granted, introduced

A bill to provide for using the unexpended swamp lands appropriated for the improvement of the Grand Rapids and Muskegon State road, by act number 238, of the session laws of 1863, for the purpose of improving said road in the townships of Egleston and Muskegon, in the county of Muskegon.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Gibson, unanimous consent being given, introduced

A bill to provide for keeping fuller records in county treasurers' offices, of proceedings affecting lands sold for unpaid taxes.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Gillam, unanimous consent being given, introduced Joint resolution providing for the distribution of the highway laws to certain county and township officers.

The joint resolution was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Coulter, previous notice having been given and leave being granted, introduced

A bill to authorize the Cass County Agricultural Society to sell their fair grounds.

The bill was read a first and second time by its title, and referred to the committee on agriculture.

Mr. Montgomery, previous notice having been given and leave being granted, introduced

A bill to change the name of Lottie C. Rumsey, of Albion, Mich., to that of Belle Lewis.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Landon, previous notice having been given and leave being granted, introduced

A bill to incorporate the village of Concord, in Jackson county.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

THIRD READING OF BILLS.

House bill No. 65, entitled

A bill to repeal act number 205, of the session laws of 1865, approved March 16, 1865, relating to a tax upon dogs,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Copley moved to amend the bill by adding to line 3, section 1, the words "except in such counties as may desire to continue or revive it by a two-thirds vote of the supervisors thereof."

Mr. Atwood moved to lay the bill on the table;

Which motion did not prevail.

Mr. Root moved to amend the amendment by striking out the words "two-thirds," and inserting the word "majority" in lieu thereof;

Which motion prevailed.

Mr. Atwood moved that the bill be referred to the committee on judiciary, with instructions to report as to whether they consider the law levying a tax on dogs constitutional.

Mr. Hazen moved to amend the motion by striking out the word "judiciary," and inserting the words "State affairs" in lieu thereof.

Mr. Greusel demanded the previous question.

The demand was seconded, and the main question ordered.

The amendment offered by Mr. Hazen was not agreed to.

The motion of Mr. Atwood did not prevail.

The amendment offered by Mr. Copley was not agreed to.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gillam,	Mr. W.H.C. Mitchell.
Adams,	C. B. Grant,	Montgomery,
Adsit,	Gorman,	Moshier,
Barnaby,	Green,	J. M. Osborn,
Brockway,	Haack,	Phillips,
Brown,	H. Haynes,	Post,
Clement,	Hazen,	Rood.
Climie,	Huston,	Ross,
Coulter,	Knapp,	Runyan,
Crane,	Lamb,	Smith,
Crofoot,	Landon,	Thayer,
Doty,	Little,	Van Scoy,
Edwards,	E. R. Miller,	Webster,
Ferris,	N. L. Miller,	Wells,
Frost,	P. Mitchell,	White,
Garrison,		

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NAYS.

Mr. Atwood,	Mr. Greusel,	Mr. Millington,
Bates,	Grosvenor,	Minne,
Cameron,	Harris,	Norris,
Chamberlain,	Hart,	C. Y. Osburn,
Cherry,	Haywood,	Pearl,

Mr. Childs,	Mr. N. R. Hill,	Mr. Pattengell,
Cochrane,	S. W. Hill,	Priest,
Congdon,	Holland,	Roof,
Copley,	Holt,	Roost,
Dalton,	Houseman,	Sumner,
Fenton,	Hoyt,	Swineford,
Ferry,	Huff,	Tobey,
Garfield,	Hughes,	Walker,
Gibson,	Hurlbut,	Watkins,
R. J. Grant,	Kellogg,	Williams,
Gray,	R. C. Miller,	Speaker, 48

On motion of Mr. White,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

Mr. R. C. Miller asked and obtained leave of absence for himself until Monday next.

The House resumed business under the order of

THIRD READING OF BILLS.

House bill No. 67, entitled

A bill to amend section five of an act entitled "An act to authorize the formation of corporations for the running, booming, and rafting of logs," approved February 4, 1864;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gorman,	Mr. W.H.C. Mitchell,
Adams,	Gray,	Moshier,
Adsit,	Green,	Norris,
Barnaby,	Greusel,	C. Y. Osburn,
Bates,	Haack,	J. M. Osborn,
Brockway,	Hart,	Pearl,
Brown,	H. Haynes,	Pattengell,
Cameron,	Haywood,	Phillips,
Chamberlain.	Hazen,	Post,

Mr. Cherry,
Childs,
Clement,
Climie,
Congdon,
Copley,
Coulter,
Crane,
Crofoot,
Dalton,
Doty,
Edwards,
Ferris,
Ferry,
Frost,
Garfield,
Garrison,
Gibson,
Gillam,
R. J. Grant,

Mr. N. R. Hill,
S. W. Hill,
Holland,
Holt,
Houseman,
Hoyt,
Huff,
Hughes,
Hurlbut,
Kellogg,
Knapp,
Lamb,
Little,
McGonegal,
E. R. Miller,
R. C. Miller,
Millington,
Minne,
P. Mitchell,

Mr. Priest,
Rood,
Roof,
Roost,
Ross,
Runyan,
Smith,
Sumner,
Swineford,
Thayer,
Tobey,
Van Scoy,
Walker,
Watkins,
Webster,
Wells,
White,
Williams,
Speaker,

85

NAYS.

0

Title agreed to.

On motion of Mr. Holt,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 4, entitled

A bill to amend section 14 of an act entitled "An act to provide for the organization of the Supreme court pursuant to section 2, of article 6, of the constitution," approved February 16, 1857,

Was read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,
Adams,
Adsit,
Atwood,
Bates,
Brown,
Cherry,
Cochrane,

Mr. R. J. Grant,
Gray,
Greusel,
Grosvenor,
Harris,
Hart,
H. Haynes,
Haywood.

Mr. Huston,
Little,
E. R. Miller,
Minne,
P. Mitchell,
Montgomery,
C. Y. Osburn,
Pattengell,

Mr. Crofoot,	Mr. S. W. Hill,	Mr. Post,
Doty,	Holland,	Roof,
Fenton,	Holt,	Roost,
Ferris,	Houseman,	Swineford,
Garrison,	Hoyt,	Watkins,
C. B. Grant,	Hughes,	White,

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NAYS.

Mr. Barnaby,	Mr. Gibson,	Mr. Norris,
Brockway,	Gillam,	J. M. Osborn,
Cameron,	Gorman,	Phillips,
Chamberlain,	Green,	Priest,
Childs,	Haack,	Rood,
Clement,	Hazen,	Ross,
Climie,	Huff,	Runyan,
Congdon,	Hurlbut,	Thayer,
Copley,	Knapp,	Tobey,
Coulter,	Lamb,	Van Scoy,
Crane,	Landon,	Walker,
Dalton,	McGonegal,	Webster,
Edwards,	N. L. Miller,	Wells,
Ferry,	R. C. Miller,	Williams,
Frost,	Millington,	Speaker,
Garfield,	Moshier,	

47

House bill No. 69, entitled

A bill to organize the township of Riverside, in the unorganized county of Missaukee,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. C. B. Grant,	Mr. Millington,
Adams,	R. J. Grant,	Minne,
Adsit,	Gorman,	P. Mitchell,
Atwood,	Gray,	W.H.C. Mitchell,
Barnaby,	Green,	Montgomery,
Bates,	Greusel,	Moshier,
Brockway,	Grosvenor,	Norris,
Brown,	Haack,	C. Y. Osburn,
Cameron,	Harris,	J. M. Osborn,
Chamberlain,	Hart,	Phillips,
Cherry,	H. Haynes,	Post,
Childs,	Haywood,	Priest,
Climie,	Hazen,	Rood,
Cochrane,	S. W. Hill,	Roof,

Mr. Congdon,	Mr. Holland,	Mr. Roost,	
Copley,	Holt,	Ross,	
Coulter,	Houseman,	Runyan,	
Crane,	Hoyt,	Sumner,	
Crofoot,	Huff,	Swineford,	
Dalton,	Hughes,	Thayer,	
Doty,	Hurlbut,	Tobey,	
Edwards,	Huston,	Van Scoy,	
Fenton,	Knapp,	Walker,	
Ferris,	Lamb,	Webster,	
Ferry,	Landon,	Wells,	
Frost,	Little,	White,	
Garrison,	McGonegal,	Williams,	
Gibson,	E. R. Miller,	Speaker,	86
Gillam,	R. C. Miller,		
	NAYS.		0

Title agreed to.

On motion of Mr. W. H. C. Mitchell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 70, entitled

A bill to organize the township of Clam Union, in the unorganized county of Missaukee,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gillam,	Mr. R. C. Miller,
Adams,	R. J. Grant,	Millington,
Adsit,	Gorman,	Minne,
Atwood,	Gray,	P. Mitchell,
Barnaby,	Green,	W.H.C. Mitchell,
Bates,	Greusel,	Montgomery,
Brockway,	Grosvenor,	Moshier,
Brown,	Haack,	Norris,
Cameron,	Harris,	C. Y. Osburn,
Chamberlain,	Hart,	J. M. Osborn,
Cherry,	H. Haynes,	Phillips,
Childs,	Haywood,	Post,
Clement,	Hazen,	Priest,
Climie,	S. W. Hill,	Rood,
Cochrane,	Holland,	Roof,
Congdon,	Holt,	Roost,

Mr. Copley,	Mr. Houseman,	Mr. Runyan,	
Coulter,	Hoyt,	Sumner,	
Crane,	Huff,	Swineford,	
Crofoot,	Hughes,	Thayer,	
Dalton,	Hurlbut,	Tobey,	
Doty,	Huston,	Van Scoy,	
Edwards,	Knapp,	Walker,	
Fenton,	Lamb,	Webster,	
Ferris,	Landon,	Wells,	
Ferry,	Little,	White,	
Frost,	McGonegal,	Williams,	
Garrison,	E. R. Miller,	Speaker,	
Gibson.	N. L. Miller,		86
	NAYS.		0

Title agreed to.

On motion of Mr. W. H. C. Mitchell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill number 71, entitled

A bill to organize the county of Missaukee,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gillam,	Mr. N. L. Miller,
Adams,	R. J. Grant,	R. C. Miller,
Adsit,	Gorman,	Millington,
Atwood,	Gray,	Minne,
Barnaby,	Green,	P. Mitchell,
Bates,	Greusel,	W.H.C. Mitchell,
Brockway,	Grosvenor,	Moshier,
Brown,	Haack,	Norris,
Cameron,	Harris,	C. Y. Osburn,
Chamberlain,	H. Haynes,	J. M. Osborn,
Cherry,	Haywood,	Phillips,
Childs,	Hazen,	Post,
Clement,	N. R. Hill,	Priest,
Climie,	S. W. Hill,	Roof,
Cochrane,	Holland,	Roost,
Congdon,	Holt,	Roost,
Copley,	Houseman,	Runyan,
Coulter,	Hoyt,	Sumner,
Crane,	Huff,	Swineford,
Crofoot,	Hughes,	Thayer,

Mr. Doty,
Fenton,
Ferris,
Ferry,
Frost,
Garrison,
Gibson,

Mr. Hurlbut,
Knapp,
Lamb,
Landon,
Little,
McGonegal,
E. R. Miller,

Mr. Tobey,
Van Scoy,
Walker,
Webster,
Williams,
Speaker,

80

NAYS.

0

Title agreed to.

On motion of Mr. W. H. C. Mitchell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 72, entitled

A bill to organize the township of Henderson, in the county of Wexford,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,
Adams,
Adsit,
Atwood,
Barnaby,
Bates,
Brockway,
Brown,
Chamberlain,
Cherry,
Childs,
Clement,
Climie,
Cochrane,
Congdon,
Copley,
Coulter,
Crane,
Crofoot,
Doty,
Fenton,
Ferris,
Ferry,

Mr. Gillam,
R. J. Grant,
Gorman,
Gray,
Green,
Grensel,
Grosvenor,
Haack,
Harris,
H. Haynes,
Haywood,
Hazen,
N. R. Hill,
S. W. Hill,
Holland,
Holt,
Houseman,
Huff,
Hughes,
Hurlbut,
Huston,
Knapp,
Lamb,

Mr. E. R. Miller,
N. L. Miller,
R. C. Miller,
Minne,
P. Mitchell,
W. H. C. Mitchell,
Moshier,
Norris,
J. M. Osborn,
Phillips,
Post,
Priest,
Rood,
Roof,
Roost,
Runyan,
Sumner,
Swineford,
Thayer,
Tobey,
Van Scoy,
Walker,
Webster,

Mr. Frost,	Mr. Landon,	Mr. Williams,	
Garrison,	Little,	Speaker,	
Gibson,	McGonegal,		77
	NAYS.		0

Title agreed to.

On motion of Mr. W. H. C. Mitchell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 74, entitled

A bill to authorize the trustees of the Bridge Street Methodist Episcopal Church, of Grand Rapids, Kent county, to sell and convey certain real estate,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gillam,	Mr. E. R. Miller,	
Adams,	R. J. Grant,	N. L. Miller,	
Adsit,	Gray,	R. C. Miller,	
Barnaby,	Green,	Minne,	
Bates,	Greusel,	P. Mitchell,	
Brockway,	Grosvenor,	W.H.C. Mitchell,	
Brown,	Haack,	Mosbier,	
Chamberlain,	Harris,	Norris,	
Cherry,	H. Haynes,	J. M. Osborn,	
Childs,	Haywood,	Phillips,	
Clement,	Hazen,	Post,	
Climie,	N. R. Hill,	Priest,	
Cochrane,	S. W. Hill,	Rood,	
Congdon,	Holland,	Roof,	
Copley,	Holt,	Roost,	
Coulter,	Houseman,	Runyan,	
Crane,	Hoyt,	Sumner,	
Crofoot,	Huff,	Swinesford,	
Doty,	Hughes,	Thayer,	
Fenton,	Hurlbut,	Tobey,	
Ferria,	Knapp,	Van Scoy,	
Ferry,	Lamb,	Walker,	
Frost,	Landon,	Webster,	
Garrison,	Little,	Wells,	
Gibson,	McGonegal,	Williams,	75
	NAYS.		

Mr. Huston,	Mr. Speaker,	2
Title agreed to.		

On motion of Mr. Houseman,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate manuscript bill, entitled

A bill to change the name of the First Presbyterian Society of Lower Saginaw,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gorman,	Mr. R. C. Miller,
Adams,	Gray,	Millington,
Adsit,	Green,	Minne,
Atwood,	Greusel,	P. Mitchell,
Barnaby,	Grosvenor,	W.H.C. Mitchell,
Bates,	Haack,	Moshier,
Brockway,	Harris,	Norris,
Brown,	H. Haynes,	J. M. Osborn,
Cameron,	Haywood,	Pattengell,
Chamberlain,	Hazen,	Phillips,
Cherry,	N. R. Hill,	Post,
Childs,	S. W. Hill,	Priest,
Climie,	Holland,	Rood,
Cochrane,	Holt,	Roof,
Congdon,	Houseman,	Roost,
Copley,	Hoyt,	Ross,
Coulter,	Huff,	Runyan,
Crane,	Hughes,	Sumner,
Crofoot,	Hurlbut,	Swineford,
Doty,	Huston,	Thayer,
Fenton,	Knapp,	Tobey,
Ferris,	Lamb,	Van Scoy,
Ferry,	Landon,	Walker,
Frost,	Little,	Webster,
Garrison,	McGonegal,	Wells,
Gibson,	E. R. Miller,	Williams,
Gillam,	N. L. Miller,	Speaker,
R. J. Grant,		

82

NAYS.

0

Title agreed to.

On motion of Mr. Bates,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 31, entitled

A bill to amend section 65, of chapter 14, of the revised statutes of 1846, being section 406 of the compiled laws, relative to county officers.

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam.	Mr. R. J. Grant.	Mr. N. L. Miller,
Adams.	Gorman,	Millington,
Adsit,	Gray,	Minne,
Atwood,	Green,	P. Mitchell,
Barnaby,	Greusel,	W.H.C. Mitchell,
Bates,	Grosvenor,	Moshier,
Brockway.	Haack,	Norris,
Brown,	Harris,	J. M. Osborn,
Cameron,	H. Haynes,	Pearl,
Chamberlain.	Haywood,	Pattengell,
Cherry,	Hazen,	Phillips,
Childs,	N. R. Hill,	Post,
Clement,	S. W. Hill,	Priest,
Olimie,	Holland.	Rood,
Cochrane.	Holt,	Roof,
Congdon,	Houseman,	Roost,
Copley,	Hoyt,	Ross,
Coulter,	Huff,	Runyan,
Crane,	Hughes,	Sumner,
Crofoot.	Hurlbut,	Swineford,
Doty,	Huston,	Thayer,
Fenton.	Knapp,	Tobey,
Ferris,	Lamb,	Walker,
Ferry,	Landon,	Webster,
Frost,	Little,	Wells,
Garrison.	McGonegal,	Williams,
Gibson.	E. R. Miller,	Speaker,
Gillam,	R. C. Miller,	

83

NAYS.

0

Title agreed to.

On motion of Mr. Huston,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 28, entitled

A bill to repeal section 20, of chapter 140, of the revised statutes of 1846, being section 5380 of the compiled laws,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Walker moved to strike out all after the enacting clause ;
Which motion was withdrawn.

Mr. Hoyt moved to recommit the bill to the committee on judiciary ;

Which motion prevailed.

House bill No 56, entitled

A bill to incorporate the village of Vassar,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adam,	Mr. Gillam,	Mr. McGonegal,
Adams,	C. B. Grant,	N. L. Miller,
Adsit,	R. J. Grant,	Millington,
Atwood,	Gorman,	Minne,
Barnaby,	Gray,	P. Mitchell,
Bates,	Green,	W.H.C. Mitchell,
Brockway,	Greusel,	Montgomery,
Brown,	Grosvenor.	Moshier,
Cameron,	Haack,	Norris,
Chamberlain.	Harris,	J. M. Osborn,
Cherry,	H. Haynes,	Pearl,
Childs,	Hazen,	Phillips,
Clement,	N. R. Hill,	Post,
Climie,	S. W. Hill,	Roof,
Cochrane,	Holland,	Roost,
Congdon,	Holt,	Ross,
Copley,	Houseman.	Runyan,
Coulter,	Hoyt,	Sumner,
Crane,	Huff,	Swineford,
Crofoot,	Hughes,	Thayer,
Doty,	Hurlbut,	Tobey,
Edwards,	Huston,	Watkins,
Fenton,	Knapp,	Webster,
Ferris,	Lamb,	Wells,
Garrison,	Landon,	Speaker,
Gibson,	Little,	

77

NAYS.

Mr. Ferry,	Mr. Pattengell,	Mr. Rood,
Garfield,	Priest,	Walker,
E. R. Miller,		

7

Title agreed to.

On motion of Mr. Huston,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 13, entitled

A bill to re-incorporate the village of Bronson,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adam,	Mr. C. B. Grant,	Mr. Millington,
Adams,	R. J. Grant,	Minne,
Adsit,	Gorman.	P. Mitchell,
Atwood,	Gray,	W.H.C. Mitchell,
Barnaby,	Green,	Montgomery,
Brockway.	Greusel,	Moshier,
Brown,	Grosvenor,	Norris,
Cameron,	Haack,	J. M. Osborn.
Chamberlain,	Harris,	Pearl,
Cherry,	Hazen,	Pattengell,
Childs,	N. R. Hill,	Phillips,
Clement,	S. W. Hill,	Post,
Climic,	Holland,	Priest,
Cochrane,	Holt,	Rood,
Congdon,	Houseman,	Roof,
Copley,	Hoyt,	Roost,
Coulter,	Huff,	Ross,
Crane,	Hughes,	Runyan,
Crofoot,	Hurlbut,	Sumner,
Doty,	Knapp,	Swineford,
Edwards,	Lamb,	Thayer,
Fenton,	Landon,	Tobey,
Ferris,	Little,	Walker,
Garrison,	McGonegal,	Watkins,
Gibson,	E. R. Miller,	Wells,
Gillam,	N. L. Miller,	Speaker, 78

NAYS.

Mr. Ferry,	Mr. Garfield,	2
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Title agreed to.

On motion of Mr. Gillam,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 68, entitled

A bill to incorporate the city of Greenville,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Garrison moved to amend the bill by striking out the words "two supervisors" wherever they occur in the bill, and inserting the words "three supervisors" in lieu thereof; also, by striking out the words "two justices" wherever they occur in the bill, and inserting the words "three justices" in lieu thereof;

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Atwood,	Mr. C. B. Grant,	Mr. Millington,
Bates,	R. J. Grant,	P. Mitchell,
Brockway,	Gorman,	W.H.C. Mitchell,
Brown,	Gray,	Montgomery,
Cameron,	Green,	Moshier,
Cherry,	Grosvenor,	Norris,
Childs,	Haack,	C. Y. Osburn,
Clement,	Haywood,	J. M. Osborn,
Climie,	Hazen,	Pearl,
Cochrane,	S. W. Hill,	Phillips,
Copley,	Holland,	Priest,
Coulter,	Houseman,	Roof,
Crane,	Hoyt,	Roost,
Crofoot,	Huff,	Runyan,
Doty,	Hughes,	Sumner,
Edwards,	Hurlbut,	Swineford,
Fenton,	Huston,	Thayer,
Ferris,	Knapp,	Tobey,
Garrison,	Landon,	Watkins,
Gibson,	Little,	Wells,
Gillam,	McGonegal,	Speaker, 63

NAYS.

Mr. Adam,	Mr. Greusel,	Mr. Pattengell,
Adams,	N. R. Hill.	Ross,
Adsit,	Lamb,	Van Scoy,
Chamberlain.	E. R. Miller.	Walker,

Mr. Congdon. M. N. L. Miller. Mr. Williams.
Ferry,

16

Title agreed to.

Mr. Garrison moved that the bill be ordered to take effect on the first Monday of April, 1871;

Which motion did not prevail.

MOTIONS AND RESOLUTIONS.

Mr. Gray offered the following:

Whereas, Certain of the land grant railroads of this State are being built;

And Whereas, Each of the several companies constructing the same is entitled, upon the completion of ten miles or more, to patents to the amount of six sections of land per mile;

And Whereas, It appears that the Governor of this State has accepted certain sections of said railroads as fully completed, according to law, and so certified to the Secretary of the Interior, and no patents for the lands thus acquired have been issued to the railroad corporations entitled to the same;

And whereas, Additional legislation may be necessary to secure the taxation of said lands so earned and acquired; therefore,

Resolved, That the Attorney General be requested and instructed, at his earliest convenience, to communicate to this House his opinion as to the matters hereinbefore contained; and also, as to whether, on the completion and acceptance of a section or ten miles of either of said railroads in manner prescribed by law, the title to the lands to which said company may thereby become entitled, is not perfect in said company under the several acts of Congress in relation thereto, without any patents being issued for said lands, and if so, whether they are liable for State, county, and town taxes, the same as the other lands of the State;

Which was adopted.

Mr. Bates moved to take from the table House manuscript bill, entitled

A bill to detach certain territory from the county of Saginaw, and attach the same to the county of Bay;

Which motion prevailed.

On motion of Mr. Bates,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Swineford moved to take from the table House manuscript bill, entitled

A bill to provide for the organization of the county of Schoolcraft, and of two new townships therein;

Which motion prevailed.

On motion of Mr. Swineford,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Gorman moved to take from the table House manuscript bill, entitled

A bill to amend section 7, of chapter 19, of the compiled laws, as amended by act No. 71, of the session laws of 1869, relating to the duties of overseers of highways;

Which motion prevailed.

On motion of Mr. Gorman,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. H. Haynes moved to take from the table House manuscript joint resolution, entitled

Joint resolution asking Congress for a grant of lands to aid in the construction of a railroad from the Straits of Mackinaw, via Marquette and the head of Keweenaw Bay, to the Montreal river;

Which motion prevailed.

On motion of Mr. H. Haynes,

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Brockway moved to discharge the judiciary committee from the further consideration of House manuscript joint resolution, entitled

Joint resolution authorizing the administrator of the estate of David Duncan, deceased, to sell the same and appropriate the proceeds, after paying the debts of the estate, to erect a monument to be placed at his grave ;

Which motion prevailed.

On motion of Mr. Brockway,

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Cameron offered the following :

Resolved, That that portion of the Governor's message which relates to the Portage lake and Lake Superior ship canal be referred to the committee on internal improvements ;

Which was adopted.

Mr. McGonegal offered the following :

Resolved, That Moses W. Field, Esq., of Detroit, be tendered the use of the hall of the House of Representatives for Thursday evening, 23d inst., for the purpose of addressing members of this Legislature, and others, on American labor ;

Which was adopted.

Mr. R. J. Grant moved to take from the table House manuscript bill, being

A bill to amend section 7, of act No. 205, of the session laws of 1865, entitled " An act to provide for a tax on dogs ;"

Mr. Brockway moved to lay the motion on the table ;

Which motion was withdrawn.

The motion of Mr. R. J. Grant then prevailed.

On motion of Mr. R. J. Grant,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Grosvenor moved to take from the table the resolution calling for information as to the receipts and disbursements of certain moneys by J. B. Walker, acting commissioner of the Deaf, Dumb, and Blind Asylum ;

Which motion was withdrawn.

Mr. Hurlbut moved to discharge the committee of the whole from the further consideration of House bill No. 73, entitled

A bill to provide for a uniform assessment of property, and for the collection and return of taxes thereon; and to repeal act 169, of the session laws of 1869, entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869; "

Which motion prevailed.

On motion of Mr. Hurlbut.

The bill was referred to the committee on judiciary.

Mr. Swineford moved to discharge the committee of the whole from the further consideration of House bill No. 57, entitled

A bill to incorporate the village of Ishpeming;

Which motion prevailed.

On motion of Mr. Swineford.

The bill was recommitted to the committee on banks and incorporations.

On motion of Mr. Swineford.

The House adjourned.

Lansing, Saturday, February 11, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Davis.

Roll called: quorum present.

Absent without leave: Messrs. Frost, Kellogg, and Roof.

Mr. Garfield asked and obtained leave of absence for himself until Tuesday.

Mr. Post asked and obtained leave of absence for Mr. Roof until Monday, on account of sickness.

Mr. White asked and obtained leave of absence for Mr. Frost for the day.

PRESENTATION OF PETITIONS.

By Mr. Cherry: Petition of Geo. Thomas, C. P. Pendill, J. D. Perrin, and 65 others, citizens of Barry county, asking for the abolition of the law creating the office of county superintendent of schools;

Referred to the committee on education.

By Mr. Greusel: Petition of L. B. Williams, J. M. Michael, and 14 others, to indemnify Edward Murphy for losses sustained while wrongfully imprisoned;

Referred to the committee on State affairs.

By Mr. Webster: Petition of N. W. Clark, A. C. Baldwin, and 193 others, citizens of Oakland county, asking for the passage of a law to provide for the manner, place, and time parties may be allowed to fish in the waters of this State;

Referred to the committee on fisheries.

By Mr. Barnaby: Petition of Albert Bovee and 22 others, citizens of Washington, Gratiot county, asking for an appropriation of non-resident highway taxes, for the improvement of the Greenbush and Gratiot State road.

Referred to the committee on local taxation.

By Mr. Priest: Petition of Wallace Westbrook, Harvey B. Dewey and 29 others, citizens of Macomb county, praying for the repeal of the law creating the office of county superintendent of common schools;

Referred to the committee on education.

By Mr. Childs: Remonstrance of J. D. Corey and 41 others, citizens of the village of Manchester, against extending the boundaries of said village;

Referred to the committee on banks and incorporations.

By Mr. Millington: Petition of John J. Major, Isaac Major, S. Gorden, S. Wells, and 32 others, citizens of St. Joseph county, asking a law to be passed requiring all railroad companies to construct cattle-guards at farm crossings;

Referred to the committee on internal improvements.

By Mr. C. Y. Osburn: Petition of A. Gould, S. J. Harding,

J. B. Barnes, and 38 others, citizens of Owosso, praying for the passage of a law establishing an uniformity of text-books in schools ;

Referred to the committee on education.

By Mr. C. Y. Osburn : Petition of B. O. Williams, L. D. Dewey, C. P. Parkill, and 48 others, citizens of Owosso, asking the enactment of a law to compel attendance in the public schools ;

Referred to the committee on education.

By Mr. C. Y. Osburn : Petition of H. C. Knill, C. L. Goodhue, A. B. Wood, Jr., and 39 others, citizens of Owosso, praying that Edward Murphy be indemnified for loss of time and labor performed while in prison ;

Referred to the committee on State affairs.

By Mr. Garrison : Petition of Arthur Garrison, S. G. Morton, S. D. Goss, and 56 others, citizens of Vernon, praying for the incorporation of the village of Vernon ;

Referred to the committee on banks and incorporations.

By Mr. Garrison : Petition of E. C. Moor, D. Burham, Riley Byington, and 87 others, citizens of Shiawassee county, for a law regulating fishing in the waters of the State ;

Referred to the committee on fisheries.

By Mr. Childs : Petition of Alexander Cordon and 37 others, resident freeholders in the county of Washtenaw, asking that the charter of the Detroit and Saline plank road be so amended as to render it inoperative on the last five miles of said road, terminating at Saline ;

Referred to the committee on banks and incorporations.

By Mr. J. Haynes : Petition of William Crawford, Joseph Bricher, Geo. L. Hitchcock, and 34 others, citizens of Clare county, asking for the construction of a road, and for the appropriation of non-resident highway taxes for that purpose ;

Referred to the committee on roads and bridges.

By Mr. Brockway : Petition of J. W. Reed and 46 others, against the repeal of the law providing for county superintendents of common schools ;

Referred to the committee on education.

By Mr. Brockway: Petition of Bela Fancher and 54 others, asking for a law to provide for an uniform system of text-books in the public schools;

Referred to the committee on education.

By Mr. Coulter: Petition of J. N. Marshal, H. S. Hadsell, Levi Reams, and others, citizens of Cass county, asking the Legislature to abolish the office of county superintendent of schools and establish the former system of township school inspectors;

Referred to the committee on education.

By Mr. McGonegal: Petition of E. N. Lacroix, President, Charles M. Rousseau, R. Whiteford, M. D., and Joseph Belanger, citizens of Wayne county, a committee, to have the St. Jean Baptiste society incorporated;

Referred to the committee on religious and benevolent societies.

By Mr. N. L. Hill: Petition of Geo. Myers, Andrew House, and 79 others, citizens of Kent county, for the organization of a new county to be known as the county of Russel;

Also, petition of L. W. Stiles, and 65 others, citizens of Kent county, for the same purpose;

Also, petition of Garret Becker, Jason Linderman, and 39 others, citizens of Kent county, for the same purpose;

Referred to the committee on towns and counties.

By Mr. Crofoot: Petition of Wm. A. Sprout, R. J. Lyon, and others, citizens of Livingston county, asking for the passage of an act requiring uniformity of text-books in our public schools; also, for a law requiring a more general attendance at our public schools;

Also, petition of Wm. Peters, C. B. Weller, and others, citizens of Livingston county, for the same purpose.

Also, petition of G. P. Brown, U. M. Wood, T. Grimes and numerous others, citizens of Livingston county, for the same purpose;

Also, petition of N. T. Beebe, V. W. Davis, and others, citizens of Pinckney, for the same purpose;

Referred to the committee on education.

By Mr. Crofoot: Remonstrance of Rev. T. W. Fitzmaurice, Rev. T. W. Scott, Hon. C. W. Haze, and 18 others, citizens of Pinckney, against the repeal of the law creating the office of county superintendent of schools;

Referred to the committee on education.

By Mr. Ferry, Petition of W. H. Moore, B. Munson and 30 others, citizens of Kent county, in favor of uniformity of text-books in public schools;

Referred to the committee on education.

By Mr. Ferry: Petition of W. H. Moore, G. W. Morgan and 28 others, citizens of Kent county, in favor of a law to secure a more general attendance in our public schools;

Referred to the committee on education.

By Mr. Holt: Petition of R. K. Hesseltine, S. T. Williams, William Holt, and 12 others, citizens of Muskegon county, praying for compulsory attendance at school;

Also, petition of Robert Kay, Milo Rowe, Fletcher Fowler, and 17 others, citizens of Muskegon county, for the same purpose;

Referred to the committee on education.

By Mr. Holt: Petition of James Porter, Nathan E. Fish, John B. Parks, Jacob Winbeifer, and 15 others, citizens of Muskegon county, praying for the passage of a law requiring uniformity of text-books in schools;

Referred to the committee on education.

By Mr. Moshier: Petition of Robert Le Roy, Ben. Birdsall, Wm. R. Marsh, Clark Andrews, and 100 others, citizens of the village of Fenton, Genesee county, praying for the incorporation of the city of Fenton;

Referred to the committee on banks and incorporations.

By Mr. Post: Petition of 27 medical students, now in attendance at Cleveland Homeopathic College, for two pro-

fessors and a Homeopathic hospital at the University; 11 of the petitioners are from Michigan;

Also, petition of L. R. Marvin, of Muskegon, Michigan, for the same purpose;

Also, petition of Hartson Gillett, C. C. Andrew, E. R. Wilcox, Wm. Goodison, and 24 others, of Michigan, for the same purpose;

Also, petition of Chas. Tripp, James Kingsley, C. H. Miller, C. Eberbach, and 16 others, citizens of Ann Arbor, for the same purpose;

Also, petition of Thos. W. Robertson, P. S. McKillop, C. B. Bowers, and 21 others, members of the Hahneman Society of the University of Michigan, for the same purpose;

Referred to the committee on State affairs.

By Mr. Hughes: Petition of E. S. Lacy, T. E. C. Hickok, E. Hayden, E. W. Barber, John Morris, and 10 others, citizens of Eaton county, for an increase of salaries of circuit judges;

On motion of Mr. Hughes,

The petition was referred to the committee on judiciary, and ordered printed in the journal.

The following is the petition:

To the Honorable the Senate and the House of Representatives of the State of Michigan:

The undersigned, citizens of Eaton county, respectfully ask that an amendment be proposed to the constitution, and agreed upon by your respective bodies, to be submitted to the people at the next general election, to be held for the election of a judge of the supreme court, on the first Monday of April, 1871, to the effect following:

“The judges of the supreme court shall each receive an annual salary, from and after the first day of January, in the year 1871, of three thousand dollars. So much of article 9 as relates to or prescribes the salaries of circuit judges, is hereby repealed.”

We are satisfied that unless some amendment of the constitution, providing liberal and adequate salaries for circuit judges, is speedily adopted, respectable and competent judges will be compelled to resign, and competent and honorable men cannot be found to fill their places. Without an honest, competent, and well sustained judiciary, there is no safety for the citizen, or the government.

That the people will sustain and adopt such an amendment, when submitted to them on its own merits, unincumbered by anything else, we have no doubt. We, therefore, ask that such a proposition be made and submitted independently, and that no other question be submitted at the same time, to distract their attention. Recent experience proves that necessary amendments sometimes fail, when submitted with others of doubtful propriety or probable unpopularity. We, therefore, more earnestly urge that this proposed amendment shall be so submitted that others will not prejudice it, and that it will not injure or prejudice others.

As to the propriety of submitting the proposed amendment at the next spring election, we respectfully submit, that any election that is not a called or special election, but is one fixed by a general statute, and is to take place throughout the State, and in which all the people by law are expected to, and have the privilege of taking part, is, in the sense of the Constitution, a "general election," at which an amendment may and should be submitted to the electors. Such is the statute regarding the election of Judges of the Supreme Court, section 3366 of the compiled laws, which provides that "a general election shall be held in the several towns and wards of this State, on the first Monday of April, 1847, and in every second year thereafter."

The Constitution does not define a general election, but leaves it to be defined by legislation. There is a general biennial election in every second year, for the election of members of the House and Senate, and at which time State and

other officers are to be elected. This is spoken of in the Constitution, and the statutes provide for general elections for election of judges. We respectfully submit that any amendment in regard to the judiciary, would most properly be submitted at a judicial election, and that if the amendment should receive the approval of a majority of the electors, there can be no possible doubt of its validity.

We respectfully pray that speedy and immediate action be taken upon this important question, and that the increased salary shall be liberal, and such as will command the services of our best and most eminent men of the law.

REPORTS OF STANDING COMMITTEE.

By the committee on banks and incorporations :

The committee on banks and incorporations, to whom was recommitted House bill No. 57, entitled

A bill to incorporate the village of Ishpeming,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Swineford,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Swineford,

The bill was placed on the order of third reading.

By the committee on banks and incorporations :

The committee on banks and incorporations, to whom was referred

A bill to legalize the first charter election held in the village of Plainwell, on the 29th day of March, A.D. 1869 ; also, the acts

of the village board, assessor, and marshal of said village of Plainwell, for the years 1869, 1870, and 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

The bills were ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations :

The committee on banks and incorporations, to whom was recommitted House bill No. 60, entitled

A bill to incorporate the village of Linden,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. N. L. Miller,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Moshier,

The bill was placed on the order of third reading.

By the committee on State library :

The committee on State library, to whom was referred

A bill to provide for an insurance on the State library,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass,

and ask to be discharged from the further consideration of the subject.

OSCAR ADAMS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to organize the county of Lake,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

H. T. BARNABY, *Acting Chairman.*

Reported accepted and committee discharged.

On motion of Mr. Gray,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on agriculture:

The committee on agriculture, to whom was referred

A bill to authorize the Cass County Agricultural Society to sell their fair grounds,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

E. R. MILLER, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to incorporate the village of Ludington,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, recommending that the bill do not pass, and ask to be discharged from the further consideration of the subject.

W. D. GARRISON, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. N. L. Miller,

The bill was laid on the table.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend the charter of the village of Plainwell,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended do pass, and ask to be discharged from the further consideration of the subject.

W. D. GARRISON, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Watkins,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on local taxation:

The committee on local taxation, to whom was referred

A bill for the levying and collecting of a school tax in frac-

tional school district No. 6, in the townships of Wright and Tallmadge, in the county of Ottawa,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

A. H. CRANE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Pattengell,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on local taxation :

The committee on local taxation, to whom was referred

A bill to amend section 27 of an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, A. D. 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

A. H. CRANE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Walker,

The bill was laid on the table.

By the committee on roads and bridges :

The committee on roads and bridges, to whom was referred

A bill for laying out a State road in the county of Montcalm, and appropriate certain non-resident highway taxes therefor,

Respectfully report that they have had the same under con-

sideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Walker,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges :

The committee on roads and bridges, to whom was referred a petition of Samuel E. Lincoln, Leroy S. Wells, John J. Kimer, and 15 others, citizens of Wayland, asking for the passage of a law authorizing the highway commissioners to alter and discontinue a highway in said township,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying bill, entitled

A bill for laying out and establishing a road in town three north, range eleven west,

Recommending that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

The petition was laid on the table.

The bill was read a first and second time by its title, ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to amend section 17, of chapter 154, of the revised statutes of 1846, being section 5761, of chapter 181, of the compiled laws, entitled "Of offenses against property,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cameron,

The bill was laid on the table.

By the committee on judiciary :

The committee on judiciary, to whom was recommitted Senate bill No. 28, entitled

A bill to repeal section 20, of chapter 140, of the revised statutes of 1846, being section 5380 of the compiled laws,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Walker,

The House concurred in the amendment made to the bill by the committee.

Mr. Huston moved to lay the bill on the table ;

Which motion did not prevail.

Mr. Hoyt moved to recommit the bill to the committee on judiciary, with instructions to report a bill making section 5380 of the compiled laws to read as follows :

"That all actions on behalf of the people of the State shall be brought within six years from the time when such cause of action shall accrue."

Mr. Grosvenor called for a division of the question, that the vote might be taken on the instructions and recommitment separately.

The question was then taken on the instructions, and they were not agreed to.

The motion to recommit the bill prevailed.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }
Lansing, February 10, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House manuscript bill, entitled

A bill to incorporate the village of Caro, in the county of Tuscola,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The bill was referred to the committee on engrossment and curollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, February 10, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed to transmit to the House the following bills:

1. Senate bill No. 25, entitled

A bill to re-incorporate the village of South Haven, and to repeal all inconsistent acts and parts of acts:

2. Senate manuscript bill, entitled

A bill to amend section 296, of the compiled laws, relative to commissioners of deeds in other States.

Which have passed the Senate by a majority vote of all the

Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, February 10, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bills:

1. House bill No. 30, entitled

A bill to organize the township of Kaska, in the counties of Kalkaska and Crawford;

2. House bill No. 46, entitled

A bill to amend section 2, of act No. 399, of the session laws of 1867, entitled "An act to provide for laying out and establishing a State road in Clio, in Genesee county, to Chesaning, in Saginaw county, and to appropriate certain non-resident highway taxes to aid in the construction of the same;"

3. House bill No. 47, entitled

A bill to organize the township of Forsyth, in the county of Marquette;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The several bills were referred to the committee on engrossment and enrollment, for enrollment.

NOTICES.

Mr. Garrison gave notice that on some future day he would ask leave to introduce

A bill to legalize the actions of the highway commissioners of the township of Hazleton.

Mr. Haack gave notice that on some future day he would ask leave to introduce

A bill to provide for paying the expense of certain ditches made under the drain laws, in the county of Saginaw.

Mr. Thayer gave notice that on some future day he would ask leave to introduce

A bill to provide for the laying out of a State road from Tyre to the shore of Lake Huron, in Sanilac county, and ask for an appropriation of non-resident highway tax to construct the same.

Mr. Phillips gave notice that on some future day he would ask leave to introduce

A bill to authorize the board of inspectors of the State Prison to pay to each convict, on his discharge, a certain amount per year out of the surplus earnings of the convicts.

Mr. McGonegal gave notice that on some future day he would ask leave to introduce

A bill to incorporate the St. Jean Baptiste Society of Detroit.

Mr. Gibson gave notice that on some future day he would ask leave to introduce

A bill to provide for the incorporation and charter of children's banking associations.

Mr. Crane gave notice that on some future day he would ask leave to introduce

A bill to amend act 43 of the session laws of 1869, entitled "An act to provide for the drainage of swamps, marshes, and other low lands," approved March 22, 1869.

Mr. Barnaby gave notice that on some future day he would ask leave to introduce

A bill appropriating certain non-resident highway taxes in the township of Washington, Gratiot county, for the improvement of the Greenbush and Gratiot State road.

Mr. Copley gave notice that on some future day he would ask leave to introduce

A bill to prevent attorneys from testifying in behalf of their clients in certain cases.

Mr. Hurlbut gave notice that on some future day he would ask leave to introduce

A bill to legalize sales of lands made by executors, administrators, and guardians.

Mr. Brockway gave notice that on some future day he would ask leave to introduce

A bill to amend section 2, of chapter 141, of the compiled laws.

Mr. Gorman gave notice that on some future day he would ask leave to introduce

A bill to amend section 2904 of the compiled laws, being section 7, of chapter 71, entitled "Of the inventory and collection of the effects of deceased persons."

Mr. Montgomery gave notice that on some future day he would ask leave to introduce

Joint resolution to authorize the government to convey the northeast quarter of the northwest quarter of section 16, town one north, of range four west, to post nine, entitled "Assignee of primary school land certificate No. 615."

INTRODUCTION OF BILLS.

Mr. Swineford, previous notice having been given and leave being granted, introduced

A bill to organize the township of Manistique, in the unorganized county of Schoolcraft.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Swineford, previous notice having been given and leave being granted, introduced

A bill to organize the township of Onota, in the unorganized county of Schoolcraft.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Barnaby, previous notice having been given and leave granted, introduced

A bill to provide for laying out and constructing a State road from the northern terminus of the Ovid and St. Charles State road northerly, to intersect the St. Louis and Saginaw plank road, and appropriating certain non-resident highway taxes for the construction of the same.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Grosvenor moved to suspend the rules requiring one day's previous notice of the introduction of bills, that he might be enabled to introduce a bill;

Which motion did not prevail.

Mr. C. Y. Osburn, previous notice having been given and leave being granted, introduced

A bill to amend sections 1, 2, 3, 5, and 8, of act number 124, of the session laws of 1869, being an act entitled "An act to revise and consolidate the several acts relating to the protection of game, and for the better preservation of elk, deer, birds, and wild fowl," approved April 3, 1869.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Millington, previous notice having been given and leave being granted, introduced

Joint resolution providing for letting to the lowest bidder, contracts to supply the State Prison and State Reform School with goods manufactured in this State, composed of wool, or partly of wool and partly of cotton.

The joint resolution was read a first and second time by its title, and referred to the committee on manufactures.

Mr. Adams, previous notice having been given and leave being granted, introduced

Joint resolution for the relief of Hiram Ransom, in relation to a certain parcel of public lands.

The joint resolution was read a first and second time by its title, and referred to the committee on public lands.

Mr. Hoyt, previous notice having been given and leave being granted, introduced

A bill relating to issuing executions and judgments in certain cases.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Cochrane, previous notice having been given and leave being granted, introduced

A bill to create a fire commissioner in the city of Detroit.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Thayer, previous notice having been given and leave being granted, introduced

A bill appropriating certain non-resident highway taxes for improvement of the Port Sanilac and Tuscola State road.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Edwards, previous notice having been given and leave being granted, introduced

A bill to provide for the assessment of school taxes in school districts fractional, situated in two or more counties.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Copley, previous notice having been given and leave being granted, introduced

A bill to amend chapter 130, of the revised statutes of 1846, being chapter 157 of the compiled laws, relating to foreclosure of mortgages by advertisement, by adding a new section thereto.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. N. L. Miller, previous notice having been given and leave being granted, introduced

A bill to change the name of William Zahn to William Sawn.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Hurlbut, previous notice having been given and leave being granted, introduced

A bill to establish the salaries of judges of probate.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Garrison, previous notice having been given and leave being granted, introduced

A bill to incorporate the village of Vernon.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Barnaby moved to reconsider the vote by which the House passed House bill No. 74, entitled

A bill to authorize the trustees of the Bridge Street Methodist Episcopal Church, of Grand Rapids, Kent county, to sell and convey certain real estate.

Mr. Fenton moved to lay the motion to reconsider on the table;

Which motion prevailed.

THIRD READING OF BILLS.

House bill No. 57, entitled

A bill to incorporate the village of Ishpeming,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,
Adams,
Adsit,
Barnaby.

Mr. Gibson,
Gillam,
C. B. Grant,
R. J. Grant,

Mr. McGonegal,
E. R. Miller,
Millington,
Minne,

Mr. Bates,	Mr. Gorman,	Mr. P. Mitchell,
Brockway,	Gray,	W.H.C. Mitchell,
Brown,	Green,	Moshier,
Cameron,	Greusel,	Norris,
Chamberlain,	Haack,	C. Y. Osburn,
Cherry,	H. Haynes,	J. M. Osborn,
Childs,	J. Haynes,	Pearl,
Clement,	Haywood,	Pattengell,
Climie,	N. R. Hill,	Phillips,
Cochrane,	S. W. Hill,	Pierson,
Congdon,	Holland,	Post,
Copley,	Holt,	Priest,
Coulter,	Houseman,	Rood,
Crane,	Hoyt,	Ross,
Crefoot,	Huff,	Runyan,
Dalton,	Hurlbut,	Sumner,
Doty,	Huston,	Tobey,
Edwards,	Knapp,	Van Scoy,
Fenton,	Lamb,	Wells,
Ferris,	Landon,	Williams,
Ferry,	Little,	Speaker,
Garrison,		

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NAYS.

Mr. N. L. Miller,

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Title agreed to.

On motion of Mr. Gillam,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 60, entitled

A bill to incorporate the village of Linden,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gillam,	Mr. E. R. Miller,
Adams,	C. B. Grant,	Millington,
Adsit,	R. J. Grant,	Minne,
Atwood,	Gorman,	P. Mitchell,
Barnaby,	Gray,	W.H.C. Mitchell,
Bates,	Green,	Montgomery,
Brockway,	Greusel,	Moshier,
Brown,	Haack,	Norris,
Cameron,	Hart,	J. M. Osborn,

Mr. Chamberlain,	Mr. J. Haynes,	Mr. Pearl,	
Cherry,	Haywood,	Pattengell,	
Childs,	N. R. Hill,	Phillips,	
Clement,	S. W. Hill,	Pierson,	
Climie,	Holland,	Post,	
Cochrane,	Holt,	Priest,	
Congdon,	Houseman,	Rood,	
Copley,	Hoyt,	Roost,	
Coulter,	Huff,	Ross,	
Crane,	Hughes,	Runyan,	
Crofoot,	Hurlbut,	Sumner,	
Dalton,	Knapp,	Tobey,	
Doty,	Lamb,	Webster,	
Edwards,	Landon,	Wells,	
Ferris,	Little,	Williams,	
Garrison,	McGonegal,	Speaker,	
Gibson,			76
	NAYS.		

Mr. N. L. Miller, 1

Title agreed to.

On motion of Mr. Moshier,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

MOTIONS AND RESOLUTIONS.

Mr. Runyan moved to reconsider the vote by which the House refused to pass Senate bill No. 4, entitled

A bill to amend section 14 of an act entitled "An act to provide for the organization of the Supreme Court pursuant to section 2, of article 6, of the constitution," approved February 16, 1857.

Mr. Millington moved to lay the motion on the table.

Mr. Hoyt demanded the yeas and nays:

The demand was seconded, and the motion did not prevail, by yeas and nays, as follows:

YEAS.

Mr. Barnaby,	Mr. Hart,	Mr. Moshier,
Camberlain,	Huff,	J. M. Osborn,
Childs,	Hurlbut,	Phillips,
Climie,	Knapp,	Thayer,
Crane,	Lamb,	Tobey,

Mr. Gorman, Green, Haack,	Mr. N. L. Miller, Millington, W.H.C. Mitchell,	Mr. Webster, Williams, Speaker.	24
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NAYS.

Mr. Adam, Adams, Adsit, Atwood, Bates, Brockway, Brown, Cameron, Cherry, Clement, Cochrane, Congdon, Copley, Coulter, Crofoot, Dalton, Doty, Edwards, Fenton,	Mr. Ferris, Ferry, Garrison, C. B. Grant, R. J. Grant, Gray, Greusel, Grosvenor, H. Haynes, J. Haynes, Haywood, N. R. Hill, S. W. Hill, Holland, Holt, Houseman, Hoyt, Hughes, Huston,	Mr. Landon, Little, McGonegal, E. R. Miller, Minne, P. Mitchell, Montgomery, Norris, C. Y. Osburn, Pearl, Pattengell, Post, Priest, Rood, Roost, Ross, Runyan, Sumner, Wells,	57
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Mr. Coulter moved that the House take a recess until 2 o'clock this afternoon ;

Which motion did not prevail.

Mr. Pattengell demanded the previous question.

The demand was seconded, and the main question ordered.

The motion to reconsider the bill then prevailed.

Mr. Huston moved that the bill be laid on the table.

The Speaker ruled the motion out of order, on the ground that the operation of the previous question was not yet exhausted, and would not be until the main question was reached, which, in the present instance, was the passage of the bill.

Mr. Huston appealed from the decision of the chair, on the point that the operation of the previous question was exhausted on the decision of the motion to reconsider.

The question being, "Shall the judgment of the chair stand as the judgment of the House?"

Mr. Hoyt demanded the yeas and nays.

The demand was seconded, and the decision of the chair was sustained, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Garrison,	Mr. Minne,
Barnaby,	R. J. Grant,	P. Mitchell,
Brockway,	Green,	W.H.C. Mitchell,
Brown,	Haack,	Norris,
Cameron,	Hart,	J. M. Osborn,
Chamberlain	Hazen,	Pierson,
Cherry,	S. W. Hill,	Priest,
Childs,	Hughes,	Rood,
Climie,	Hurlbut,	Ross,
Congdon,	Knapp,	Sumner,
Coulter,	Lamb,	Thayer,
Crane,	Landon,	Tobey,
Dalton,	Little,	Van Scoy,
Doty,	E. R. Miller,	Walker,
Edwards,	N. L. Miller,	Webster,
Fenton,	Millington,	Williams,
Ferris,		

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NAYS.

Mr. Adams,	Mr. Gray,	Mr. Huston,
Adsit,	Grosvenor,	Montgomery,
Atwood,	Harris,	C. Y. Osburn,
Bates,	J. Haynes,	Pearl,
Clement,	Haywood,	Pattengell,
Cochrane,	N. R. Hill,	Phillips,
Copley,	Holland,	Post,
Crofoot,	Holt,	Roost,
Ferry,	Houseman,	Runyan,
C. B. Grant,	Hoyt,	Wells,
Gorman,	Huff,	White,

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The question recurring on the passage of the bill,

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Garrison,	Mr. Houseman,
Adams,	C. B. Grant,	Hoyt,
Adsit,	R. J. Grant,	Hughes,
Atwood,	Gray,	Little,
Bates,	Grosvenor,	E. R. Miller,

Mr. Brown,	Mr. Harris,	Mr. Minne,
Oherry,	Hart,	P. Mitchell,
Cochrane,	J. Haynes,	Montgomery,
Crofoot,	Haywood,	C. Y. Osburn,
Dalton,	N. R. Hill,	Pattengell,
Doty,	S. W. Hill,	Post,
Fenton,	Holland,	Roost,
Ferris,	Holt,	White,

39

NAYS.

Mr. Barnaby,	Mr. Haack,	Mr. Pierson,
Brockway,	Hazen,	Priest,
Cameron,	Huff,	Rood,
Chamberlain.	Hurlbut,	Ross,
Childs,	Huston,	Runyan,
Clement,	Knapp,	Sumner,
Climie,	Lamb,	Thayer,
Congdon.	Landon,	Tobey,
Copley,	N. L. Miller,	Van Scoy,
Coulter,	Millington,	Walker,
Crane,	W.H.C. Mitchell,	Webster,
Edwards.	Norris,	Wells,
Ferry,	J. M. Osborn,	Williams,
Gorman,	Pearl,	Speaker,
Green,	Phillips,	

44

On motion of Mr. Webster,

The House took a recess until this afternoon at 2½ o'clock.

AFTERNOON SESSION.

2:30 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

Mr. Ferris asked and obtained leave of absence for Mr. Watkins for the day.

Mr. Grosvenor asked and obtained leave of absence for himself from and after to-day, until Tuesday.

Mr. Little asked and obtained leave of absence for himself from and after to-day, until Monday noon.

Mr. Montgomery asked and obtained leave of absence for himself from and after to-day, until Monday noon.

Mr. Clement asked and obtained leave of absence for himself until Wednesday next.

Mr. Atwood asked and obtained leave of absence for himself until Monday afternoon.

The House resumed the order of

MOTIONS AND RESOLUTIONS.

Mr. Little, unanimous consent being given, introduced

A bill to extend the time for the collection of taxes in the city of Saginaw, in the county of Saginaw.

The bill was read a first and second time by its title, and

On motion of Mr. Little,

The rule requiring the second and third reading of bills to be on different days was suspended, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gray,	Mr. Minne,
Adsit,	Green,	P. Mitchell,
Barnaby	Greusel,	W.H.C. Mitchell,
Bates,	Grosvenor,	Montgomery,
Brockway,	Haack,	Moshier,
Brown,	Harris,	Norris,
Cameron,	Hart,	C. Y. Osburn,
Chamberlain,	J. Haynes,	J. M. Osborn,
Cherry,	Haywood,	Pearl,
Childs,	Hazen,	Pattengell,
Climie,	N. R. Hill,	Priest,
Cochrane,	S. W. Hill,	Rood,
Copley,	Holland,	Roost,
Coulter,	Houseman,	Ross,
Crane,	Hoyt,	Runyan,
Dalton,	Huff,	Sumner,
Doty,	Hughes,	Swineford,
Edwards,	Hurlbut,	Thayer,
Fenton,	Huston,	Tobey,
Ferris,	Knapp,	Van Scoy,
Ferry,	Lamb,	Walker,
Garrison,	Landon,	Webster,

Mr. Gillam,	Mr. Little,	Mr. Wells,	
C. B. Grant,	E. R. Miller,	White,	
R. J. Grant,	N. L. Miller,	Williams,	
Gorman,	Millington,	Speaker,	78
	NAYS.		0

Title agreed to.

On motion of Mr. Rood,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Huston moved to reconsider the vote by which the House refused to pass Senate bill No. 4, entitled

A bill to amend section 14 of an act entitled "An act to provide for the organization of the Supreme Court pursuant to section 2, of article 6, of the constitution," approved February 15, 1867;

Which motion prevailed.

On motion of Mr. Huston,

The bill was laid on the table.

Mr. Cochrane moved to reconsider the vote by which the House passed House bill No. 68, entitled

A bill to incorporate the city of Greenville;

Which motion prevailed.

On motion of Mr. Gray,

The bill was laid on the table.

Mr. Swineford offered the following:

Resolved, That, for the convenience of the reporters, members introducing bills be requested to furnish with each bill, on a separate piece of paper, a copy of its title, and that the Clerk be instructed to furnish blanks for the purpose.

Mr. Barnaby moved to amend by striking out the words "and that the Clerk be instructed to furnish blanks for the purpose;"

Which motion did not prevail.

The resolution was then adopted.

Mr. Millington moved to take from the table the following:

Resolved (the Senate concurring), That the finance report

of J. B. Walker, Treasurer of the State for the Deaf and Dumb and the Blind Asylum for the years 1869 and 1870, to the Governor and to the Legislature, is inexplicit and unsatisfactory to the Legislature, and that said Walker be required to make a full statement of receipts and expenditures for the Michigan Institution for educating the deaf and dumb and the blind during the two fiscal years commencing December 1st, 1868, and ending November 30th, 1870, setting forth the several amounts of money received by him, and the sources from which received, and the amounts paid out by him as such treasurer in full; reporting the names of the persons to whom paid, the amount of money paid to each person or firm, the dates of payments, the items for which paid, and the use to which the same has been applied.

For which resolution was pending the following substitute, offered by Mr. Huston:

Resolved (the Senate concurring), That a joint special committee, consisting of three of the House and two of the Senate, be appointed to go to Flint and make a thorough investigation of the receipts and expenditures for the Michigan Institution for educating the deaf, dumb, and blind, during the two fiscal years next ensuing after the 1st of December, 1868, and report their doings thereon with all convenient speed.

To which substitute was pending an amendment offered by Mr. Gray, to strike out all after the word "resolved," and insert the following in lieu thereof:

"That James B. Walker be requested to bring his books of account as commissioner of the Deaf, Dumb, and Blind Asylum, to be presented to a committee of five, to be appointed by the Speaker of this House, for their examination and inspection."

The motion to amend the substitute did not prevail.

Mr. Grosvenor moved to amend the substitute by striking out all after the word "concurring," and inserting the following in lieu thereof:

"That a committee of five be appointed, with instructions to inquire of the board of trustees of the Institution for the education of the deaf, and dumb, and blind at Flint, and learn from them or otherwise, the items of receipts and disbursement of certain public money by them as reported in their annual report of 1869 and 1870, and make report to this House of their doings under this resolution, with all practical dispatch, and said committee are hereby authorized to send for such persons and papers as may be necessary to obtain the desired information."

Which motion prevailed.

The substitute as amended was then adopted.

The resolution as amended by the substitute was then adopted.

Mr. Brockway moved that the committee upon the Asylum for the Deaf, Dumb, and Blind, be discharged from the further consideration of that matter;

Which motion did not prevail.

Mr. Holland moved to reconsider the vote by which the House adopted a concurrent resolution for the appointment of a special committee to examine and report upon certain financial matters of the Asylum for the Deaf, Dumb and Blind;

Which motion did not prevail.

COMMUNICATIONS FROM STATE OFFICERS.

The Speaker, by unanimous consent, announced the following:

AUDITOR GENERAL'S OFFICE, }
Lansing, February 11, 1871. }

To the Speaker of the House of Representatives:

SIR—The receipt of a resolution of the House, requesting the Auditor General to furnish that body "with a detailed statement of the specific taxes received from copper and iron mining corporations, each year, for the past four years, and to report any delinquencies during this time, or for a greater period, and the causes therefor, if they shall be known," is respectfully acknowledged.

From the statement herewith transmitted, it appears that for the past four years the specific taxes paid into the State Treasury is as follows:

For 1867.....	\$ 51 60
" 1868.....	5,253 87
" 1869.....	9,426 89
" 1870.....	8,514 22

Total collected.....	\$23,246 58
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It also appears that there was, November 30, 1870, delinquent.....	\$2,906 34
---	------------

Giving for aggregate charged.....	\$26,152 92
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When the delinquencies occurred, and to what corporations charged, will appear from the detailed statement appended. The cause of such delinquencies is, that the several corporations delinquent have failed to comply with the requirement of the law, and forward to the State Treasurer the funds with which to cancel the amounts charged against them. Such, at least, is the only cause known at this department.

Very respectfully,

WM. HUMPHREY,

Auditor General.

The following is the statement :

Mr. Chamberlain,	Mr. J. Haynes,	Mr. Pearl,
Cherry,	Haywood,	Pattengell,
Childs,	N. R. Hill,	Phillips,
Clement,	S. W. Hill,	Pierson,
Climie,	Holland,	Post,
Cochrane,	Holt,	Priest,
Congdon,	Houseman,	Rood,
Copley,	Hoyt,	Roost,
Coulter,	Huff,	Roas,
Crane,	Hughes,	Runyan,
Crofoot,	Hurlbut,	Sumner,
Dalton,	Knapp,	Tobey,
Doty,	Lamb,	Webster,
Edwards,	Landon,	Wells,
Ferris,	Little,	Williams,
Garrison,	McGonegal,	Speaker,
Gibson,		

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NAYS.

Mr. N. L. Miller, 1

Title agreed to.

On motion of Mr. Moshier,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

MOTIONS AND RESOLUTIONS.

Mr. Runyan moved to reconsider the vote by which the House refused to pass Senate bill No. 4, entitled

A bill to amend section 14 of an act entitled "An act to provide for the organization of the Supreme Court pursuant to section 2, of article 6, of the constitution," approved February 16, 1857.

Mr. Millington moved to lay the motion on the table.

Mr. Hoyt demanded the yeas and nays:

The demand was seconded, and the motion did not prevail, by yeas and nays, as follows:

YEAS.

Mr. Barnaby,	Mr. Hart,	Mr. Moshier,
Camberlain,	Huff,	J. M. Osborn,
Childs,	Hurlbut,	Phillips,
Climie,	Knapp,	Thayer,
Crane,	Lamb,	Tobey,

Mr. Gorman,	Mr. N. L. Miller,	Mr. Webster,	
Green,	Millington,	Williams,	
Haack,	W.H.C. Mitchell,	Speaker.	24

NAYS.

Mr. Adam,	Mr. Ferris,	Mr. Landon,	
Adams,	Ferry,	Little,	
Adsit,	Garrison,	McGonegal,	
Atwood,	C. B. Grant,	E. R. Miller,	
Bates,	R. J. Grant,	Minne,	
Brockway,	Gray,	P. Mitchell,	
Brown,	Greusel,	Montgomery,	
Cameron,	Grosvenor,	Norris,	
Cherry,	H. Haynes,	C. Y. Osburn,	
Clement,	J. Haynes,	Pearl,	
Cochrane,	Haywood,	Pattengell,	
Congdon,	N. R. Hill,	Post,	
Copley,	S. W. Hill,	Priest,	
Coulter,	Holland,	Rood,	
Crofoot,	Holt,	Roost,	
Dalton,	Houseman,	Ross,	
Doty,	Hoyt,	Runyan,	
Edwards,	Hughes,	Sumner,	
Fenton,	Huston,	Wells,	57

Mr. Coulter moved that the House take a recess until 2 o'clock this afternoon ;

Which motion did not prevail.

Mr. Pattengell demanded the previous question.

The demand was seconded, and the main question ordered.

The motion to reconsider the bill then prevailed.

Mr. Huston moved that the bill be laid on the table.

The Speaker ruled the motion out of order, on the ground that the operation of the previous question was not yet exhausted, and would not be until the main question was reached, which, in the present instance, was the passage of the bill.

Mr. Huston appealed from the decision of the chair, on the point that the operation of the previous question was exhausted on the decision of the motion to reconsider.

The question being, "Shall the judgment of the chair stand as the judgment of the House?"

Mr. Hoyt demanded the yeas and nays.

The demand was seconded, and the decision of the chair was sustained, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Garrison,	Mr. Minne,
Barnaby,	R. J. Grant,	P. Mitchell,
Brockway,	Green,	W.H.C. Mitchell,
Brown,	Haack,	Norris,
Cameron,	Hart,	J. M. Osborn,
Chamberlain	Hazen,	Pierson,
Cherry,	S. W. Hill,	Priest,
Childs,	Hughes,	Rood,
Climie,	Hurlbut,	Ross,
Congdon,	Knapp,	Sumner,
Coulter,	Lamb,	Thayer,
Crane,	Landon,	Tobey,
Dalton,	Little,	Van Scoy,
Doty,	E. R. Miller,	Walker,
Edwards,	N. L. Miller,	Webster,
Fenton,	Millington,	Williams,
Ferris,		

49

NAYS.

Mr. Adams,	Mr. Gray,	Mr. Huston,
Adsit,	Grosvenor,	Montgomery,
Atwood,	Harris,	C. Y. Osburn,
Bates,	J. Haynes,	Pearl,
Clement,	Haywood,	Pattengell,
Cochrane,	N. R. Hill,	Phillips,
Copley,	Holland,	Post,
Crofoot,	Holt,	Roost,
Ferry,	Houseman,	Runyan,
C. B. Grant,	Hoyt,	Wells,
Gorman,	Huff,	White,

33

The question recurring on the passage of the bill,

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Garrison,	Mr. Houseman,
Adams,	C. B. Grant,	Hoyt,
Adsit,	R. J. Grant,	Hughes,
Atwood,	Gray,	Little,
Bates,	Grosvenor,	E. R. Miller,

Mr. Brown,	Mr. Harris,	Mr. Minne,
Cherry,	Hart,	P. Mitchell,
Cochrane,	J. Haynes,	Montgomery,
Crofoot,	Haywood,	C. Y. Osburn,
Dalton,	N. R. Hill,	Pattengell,
Doty,	S. W. Hill,	Post,
Fenton,	Holland,	Roost,
Ferris,	Holt,	White,

39

NAYS.

Mr. Barnaby,	Mr. Haack,	Mr. Pierson,
Brockway,	Hazen,	Priest,
Cameron,	Huff,	Rood,
Chamberlain.	Hurlbut,	Ross,
Childs,	Huston,	Runyan,
Clement.	Knapp,	Sumner,
Olimie,	Lamb,	Thayer,
Congdon.	Landon,	Tobey,
Copley,	N. L. Miller,	Van Scoy,
Coulter,	Millington,	Walker,
Crane,	W.H.C. Mitchell,	Webster,
Edwards.	Norris,	Wells,
Ferry,	J. M. Osborn,	Williams,
Gorman,	Pearl,	Speaker,
Green,	Phillips,	

44

On motion of Mr. Webster,

The House took a recess until this afternoon at 2½ o'clock.

AFTERNOON SESSION.

2:30 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

Mr. Ferris asked and obtained leave of absence for Mr. Watkins for the day.

Mr. Grosvenor asked and obtained leave of absence for himself from and after to-day, until Tuesday.

Mr. Little asked and obtained leave of absence for himself from and after to-day, until Monday noon.

Mr. Montgomery asked and obtained leave of absence for himself from and after to-day, until Monday noon.

Mr. Clement asked and obtained leave of absence for himself until Wednesday next.

Mr. Atwood asked and obtained leave of absence for himself until Monday afternoon.

The House resumed the order of

MOTIONS AND RESOLUTIONS.

Mr. Little, unanimous consent being given, introduced

A bill to extend the time for the collection of taxes in the city of Saginaw, in the county of Saginaw.

The bill was read a first and second time by its title, and

On motion of Mr. Little,

The rule requiring the second and third reading of bills to be on different days was suspended, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gray,	Mr. Minne,
Adsit,	Green,	P. Mitchell,
Barnaby	Greusel,	W.H.C. Mitchell,
Bates,	Grosvenor,	Montgomery,
Brockway,	Haack,	Moshier,
Brown,	Harris,	Norris,
Cameron,	Hart,	C. Y. Osburn,
Chamberlain,	J. Haynes,	J. M. Osborn,
Cherry,	Haywood,	Pearl,
Childs,	Hazen,	Pattengell,
Climie,	N. R. Hill,	Priest,
Cochrane,	S. W. Hill,	Rood,
Copley,	Holland,	Roost,
Coulter,	Houseman,	Ross,
Crane,	Hoyt,	Runyan,
Dalton,	Huff,	Sumner,
Doty,	Hughes,	Swineford,
Edwards,	Hurlbut,	Thayer,
Fenton,	Huston,	Tobey,
Ferris,	Knapp,	Van Scoy,
Ferry,	Lamb,	Walker,
Garrison,	Landon,	Webster,

Mr. Gillam,	Mr. Little,	Mr. Wells,	
O. B. Grant,	E. R. Miller,	White,	
R. J. Grant,	N. L. Miller,	Williams,	
Gorman,	Millington,	Speaker,	78
	NAYS.		0

Title agreed to.

On motion of Mr. Rood,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Huston moved to reconsider the vote by which the House refused to pass Senate bill No. 4, entitled

A bill to amend section 14 of an act entitled "An act to provide for the organization of the Supreme Court pursuant to section 2, of article 6, of the constitution," approved February 15, 1867;

Which motion prevailed.

On motion of Mr. Huston,

The bill was laid on the table.

Mr. Cochrane moved to reconsider the vote by which the House passed House bill No. 68, entitled

A bill to incorporate the city of Greenville;

Which motion prevailed.

On motion of Mr. Gray,

The bill was laid on the table.

Mr. Swineford offered the following:

Resolved, That, for the convenience of the reporters, members introducing bills be requested to furnish with each bill, on a separate piece of paper, a copy of its title, and that the Clerk be instructed to furnish blanks for the purpose.

Mr. Barnaby moved to amend by striking out the words "and that the Clerk be instructed to furnish blanks for the purpose;"

Which motion did not prevail.

The resolution was then adopted.

Mr. Millington moved to take from the table the following:

Resolved (the Senate concurring), That the finance report

of J. B. Walker, Treasurer of the State for the Deaf and Dumb and the Blind Asylum for the years 1869 and 1870, to the Governor and to the Legislature, is inexplicit and unsatisfactory to the Legislature, and that said Walker be required to make a full statement of receipts and expenditures for the Michigan Institution for educating the deaf and dumb and the blind during the two fiscal years commencing December 1st, 1868, and ending November 30th, 1870, setting forth the several amounts of money received by him, and the sources from which received, and the amounts paid out by him as such treasurer in full; reporting the names of the persons to whom paid, the amount of money paid to each person or firm, the dates of payments, the items for which paid, and the use to which the same has been applied.

For which resolution was pending the following substitute, offered by Mr. Huston:

Resolved (the Senate concurring), That a joint special committee, consisting of three of the House and two of the Senate, be appointed to go to Flint and make a thorough investigation of the receipts and expenditures for the Michigan Institution for educating the deaf, dumb, and blind, during the two fiscal years next ensuing after the 1st of December, 1868, and report their doings thereon with all convenient speed.

To which substitute was pending an amendment offered by Mr. Gray, to strike out all after the word "resolved," and insert the following in lieu thereof:

"That James B. Walker be requested to bring his books of account as commissioner of the Deaf, Dumb, and Blind Asylum, to be presented to a committee of five, to be appointed by the Speaker of this House, for their examination and inspection."

The motion to amend the substitute did not prevail.

Mr. Grosvenor moved to amend the substitute by striking out all after the word "concurring," and inserting the following in lieu thereof:

"That a committee of five be appointed, with instructions to inquire of the board of trustees of the Institution for the education of the deaf, and dumb, and blind at Flint, and learn from them or otherwise, the items of receipts and disbursement of certain public money by them as reported in their annual report of 1869 and 1870, and make report to this House of their doings under this resolution, with all practical dispatch, and said committee are hereby authorized to send for such persons and papers as may be necessary to obtain the desired information."

Which motion prevailed.

The substitute as amended was then adopted.

The resolution as amended by the substitute was then adopted.

Mr. Brockway moved that the committee upon the Asylum for the Deaf, Dumb, and Blind, be discharged from the further consideration of that matter;

Which motion did not prevail.

Mr. Holland moved to reconsider the vote by which the House adopted a concurrent resolution for the appointment of a special committee to examine and report upon certain financial matters of the Asylum for the Deaf, Dumb and Blind;

Which motion did not prevail.

COMMUNICATIONS FROM STATE OFFICERS.

The Speaker, by unanimous consent, announced the following:

AUDITOR GENERAL'S OFFICE, }
Lansing, February 11, 1871. }

To the Speaker of the House of Representatives:

SIR—The receipt of a resolution of the House, requesting the Auditor General to furnish that body "with a detailed statement of the specific taxes received from copper and iron mining corporations, each year, for the past four years, and to report any delinquencies during this time, or for a greater period, and the causes therefor, if they shall be known," is respectfully acknowledged.

The following is the petition :

To the Honorable the Legislature of the State of Michigan, at Lansing :

The undersigned, business men of Alpena county, in the State of Michigan, present this, their memorial, to your honorable body, which embraces certain facts in relation to the appropriation and expenditure of State swamp lands, located in the counties of Alpena, Montmorency, and Otsego.

Previous to the time when the first appropriations of swamp lands were made for the purpose of constructing State roads, the county of Alpena contained two hundred and fifty-one thousand and thirteen acres of State swamp lands; the county of Montmorency contained one hundred and two thousand four hundred and seventy acres, and the county of Otsego contained thirty-one thousand seven hundred and thirty-four acres; making a total of three hundred and eighty-five thousand two hundred and seventeen acres of vacant swamp land in the three counties. The only State road which has ever been laid out, surveyed, and built through any of said counties is the "Duncan, Alpena, and Sauble river State road," and only thirty-six miles of which road runs through the above named counties. The only State roads which have been authorized by the Legislature to be laid out in the Lower Peninsula, north of Houghton Lake, are the Duncan, Alpena, and Sauble, and the Little Traverse State road, running along the west shore. There is no State road running into the interior of the Lower Peninsula north of Houghton Lake. Thus far the counties of Montmorency, Oscoda, Ogemaw, Otsego, Kalkaska, and Crawford, which contain a great portion of all the State swamp lands in this State, have not had laid out within their limits any State roads, nor has the Legislature authorized the laying out of any State roads therein, and the only State roads which have been authorized by the Legislature to be laid out in the counties of Antrim, Emmet, Cheboygan, Presque Isle, Alpena, and Alcona, are laid out along

the lake shore, so that really there are no State roads penetrating the interior of either or any of the counties herein named.

Within the counties named nearly or quite one-half of all the swamp lands in the Lower Peninsula are situated. A small part only of the swamp lands in any of said counties have been expended on roads situated in said counties, but, on the contrary, nearly all the swamp lands which have been taken in said counties have been entered with swamp land road scrip, which has been issued to build roads in the more southern and populous parts of the State. The result is, that the people who reside in the above named counties, are compelled to build their own roads at their own expense through swamp lands belonging to the State, and which lands are greatly enhanced in value by reason of the roads which are built at the expense of townships or private parties, and which lands, being so enhanced in value by reason of the construction of such roads, are rapidly entered or reserved by swamp land road contractors in other parts of the State, and the parties who have built said roads are compelled to see the State lands, which are situated near them, used to build State roads in older and more populous parts of the State. We represent, that the interiors of Alpena, Montmorency, Otsego, and Antrim is principally made up of excellent land for farming purposes, and that the same would have been settled long ago had there been any means of ingress into said lands, and that by reason of the neglect of previous Legislatures in providing some means for immigrants to get to said lands, that the farming lands in said counties remain unoccupied and principally not located; that there is no road of any kind extending across the Lower Peninsula, north of Houghton Lake, nor is there any means of communication of any kind between the eastern and western parts of the State; that it is utterly impossible to settle and populate the large districts and tracts of State lands lying in the interior without roads running through or near said

tracts of land from the lake shore. An earnest effort is now being made by the board of supervisors of Alpena county to encourage and promote immigration to the tracts of State lands lying west and north of Alpena, and a board of commissioners of emigration has been appointed in Alpena county, and a liberal appropriation of money has been made by Alpena county for the use of said commissioner, and the only great difficulty to be overcome in order to settle up the interior with a foreign population, is the immediate and urgent want of a good road from Alpena to some point on Traverse Bay, in the county of Antrim. There still remains an ample area of vacant State swamp land in the counties of Alpena, Montmorency, Otsego, and Antrim, to defray the expense of building an excellent State road through the four last named counties.

The rate of taxation for highway purposes in the several townships in Alpena county, has always been excessive, and has generally burthened the people, and many roads have been built for the use of the lumbermen and actual settlers in the vicinity of Alpena, but, notwithstanding the high rate of taxation, it is found to be impossible and beyond the means of the people to so far increase their taxation for highway purposes as to build a sufficient quantity of road to get the immigrants to the vacant lands in Monmorency and Otsego counties.

Having placed before your honorable body the foregoing state of facts, we submit to our legislators, whether it is not now time for them to turn their attention to the development of this portion of the Lower Peninsula, and whether it would not be expedient to expend a portion of the State swamp lands to develop that portion of the public domain where the lands are situated, instead of using them to enrich other portions of the State, as has heretofore been done.

We pray your honorable body to appropriate two sections of land per mile, for the purpose of building a State swamp land road from the village of Alpena to some point on Traverse

Bay in the county of Antrim, and to grant such other and further legislation as your honorable body may judge necessary and proper in the premises and your memorialists as in duty bound will ever pray, etc.

REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following entitled bill:

House bill No. 30, being

A bill to organize the township of Kaska, in the counties of Kalkaska and Crawford;

Also, House bill No. 46, being

A bill to amend section two, of act No. 399, of the session laws of 1867, entitled "An act to provide for laying out and establishing a State road in Clio, in Genesee county, to Chesaning, in Saginaw county, and to appropriate certain non-resident highway taxes to aid in the construction of the same;"

Also, House bill No. 47, being

A bill to organize the township of Forsyth, in the county of Marquette;

Also, joint resolution No. 6, being

Joint resolution asking Congress for an appropriation to aid in deepening and completing the channel between the waters of Lake Superior and the harbor of Eagle Harbor, in the State of Michigan;

Also, House manuscript bill, being

A bill to extend the time for the collection of taxes in the township of Wayland, county of Allegan.

JOHN LANDON, *Chairman*.

Report accepted.

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies, to whom was referred

A bill to incorporate the village of South Haven, and to repeal all inconsistent acts or parts of acts,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Garrison,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend an act entitled "An act to revise the charter of the village of Wayland," being act No. 366, of the laws of 1869, approved March 30th, 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Watkins,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend section 1, of an act to amend sections 1, 7, and 26 of an act to revise the charter of the village of Hastings, approved March 22, 1867, approved March 24, 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to create a fire commission in the city of Detroit,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Cochrane,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred Senate bill No. 25, being

A bill to incorporate the village of South Haven, and to repeal all inconsistent acts or parts of acts,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Garrison,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend an act entitled "An act to revise the charter of the village of Wayland," being act No. 366, of the laws of 1869, approved March 30th, 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Watkins,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to change the name of the Fort street and Elmwood railway company,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred Senate bill No. 35, being

A bill to amend an act entitled an act to amend an act entitled an act "To incorporate the village of Ionia," approved February 17, 1864,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to provide for the incorporation and charter of the Children's Banking Associations of Michigan,

Respectfully report that they have had the same under con-

sideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cameron,

The bill was laid on the table.

By the committee on military affairs:

The committee on military affairs, to whom was referred

A bill to provide for the raising of money by tax to pay certain bounties in the township of Brighton, in the county of Livingston,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that it do pass, and ask to be discharged from the further consideration of the subject.

C. W. WATKINS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Moshier,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on manufactures:

The committee on manufactures, to whom was referred

Joint resolution providing for letting to the lowest bidder, contracts to supply the State Prison and State Reform School with goods manufactured in this State, composed of wool, or partly of wool and partly of cotton,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommend-

ing that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

R. J. GRANT, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Watkins,

The House concurred in the amendments made to the joint resolution by the committee.

The joint resolution was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred Senate bill No. 6, entitled

A bill to amend an act entitled "An act to designate the holidays to be observed in the acceptance and payment of bills of exchange and promissory notes, in the holding of courts, and relative to the continuance of suits,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, February 13, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to respectfully request the House to return to the Senate the following concurrent resolution:

Resolved (the House concurring), That a committee of four

be appointed, two from the Senate, to be designated by the President of the Senate, and two from the House, to be designated by the Speaker of the House, to examine the items of, and obtain full information respecting the appropriations asked for by the Asylum for the Deaf and Dumb, and the Blind, at Flint.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

On motion of Mr. Pattengell,

The resolution was taken from the table.

On motion of Mr. Barnaby,

The request of the Senate was granted, and the Clerk was directed to return the bill to the Senate.

NOTICES.

Mr. J. Haynes gave notice that on some future day he would ask leave to introduce

A bill to lay out and construct a State swamp land road from Alpena, in Alpena county, to Torch Lake, in Antrim county, and making an appropriation of State swamp lands therefor.

Mr. Roost gave notice that on some future day he would ask leave to introduce

A bill to provide for the payment of taxes, and sale of lands incumbered with drainage taxes.

Mr. Copley gave notice that on some future day he would ask leave to introduce

A bill to legalize the action of the county drain commissioner of Cass county, under the provisions of act number 43, of the session laws of 1869.

Mr. Pattengell gave notice that on some future day he would ask leave to introduce

A bill giving the auditors of Wayne county a salary.

Mr. Pattengell gave notice that on some future day he would ask leave to introduce

A bill restraining boards of supervisors and boards of county auditors from allowing any extra compensation to circuit judge, county officers, or jurymen beyond what the law prescribes for their services.

Mr. Climie gave notice that on some future day he would ask leave to introduce

A bill to change the name of Seth Dimick Adams, to Seth Dimick Gage, and constitute him heir-at-law of Franklin Gage.

Mr. Sumner gave notice that on some future day he would ask leave to introduce

A bill to authorize highway commissioners to construct roads, on petition of a majority of resident land-owners along and adjacent to the line of said road.

Mr. Crane gave notice that on some future day he would ask leave to introduce

A bill to amend sections 4, 6, and 10, of an act entitled "An act to amend an act entitled 'An act to revise the charter of the city of Adrian,'" approved March 27th, 1869;

Mr. Pearl gave notice that on some future day he would ask leave to introduce

A bill to regulate the fare on sleeping cars on railroad lines within the boundaries of this State.

Mr. Moshier gave notice that on some future day he would ask leave to introduce

A bill to incorporate the city of Fenton, in the county of Genesee.

Mr. Cochrane gave notice that on some future day he would ask leave to introduce

A bill relative to the construction of acts legalizing taxes, assessments, and tax or assessment rolls;

Also,

A bill legalizing the acts and proceedings of the fire commission in the city of Detroit.

Mr. Fenton gave notice that on some future day he would ask leave to introduce

A bill to lay out and establish a State road and ditches from the village of Cheboygan, in Cheboygan county, to Little Traverse Bay, in Emmet county;

Also,

Joint resolution asking Congress for an appropriation of money to construct a lighthouse and fog bells at the mouth of Little Traverse bay, in Emmet county.

Mr. Cochrane gave notice that on some future day he would ask leave to introduce

A bill to amend an act entitled "An act to amend an act to establish a police court in the city of Detroit, and to add a new section thereto," approved March 20, 1863, and to add a new section thereto.

Mr. C. B. Grant gave notice that on some future day he would ask leave to introduce

A bill to amend section 7, of chapter 71, of the revised statutes of 1846, being section 2904 of the compiled laws, relative to the inventory and collection of the effects of deceased persons.

Mr. Hazen gave notice that on some future day he would ask leave to introduce

A bill to amend chapter No. 95, of compiled laws, by adding a new section thereto, to stand as section No. 16, in relation to executors and administrators.

Mr. Cameron gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the village of Kalamazoo.

Mr. McGonegal gave notice that on some future day he would ask leave to introduce

A bill to amend an act entitled "An act to revise the charter of the city of Detroit," approved February fifth, one thousand eight hundred and fifty-seven.

INTRODUCTION OF BILLS.

Mr. Barnaby, previous notice having been given and leave being granted, introduced

A bill to authorize the trustees of the Michigan Collegiate Institute of Leoni to sell and convey certain real estate.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Barnaby, previous notice having been given and leave being granted, introduced

A bill appropriating certain non-resident highway taxes for the improvement of the Greenbush and Gratiot State road.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Bates, previous notice having been given and leave being granted, introduced

A bill to amend sections 1, 2, and 6, of an act entitled "An act to provide for the inspection of illuminating oils manufactured from petroleum or coal oils," approved April 3, 1869, being act number 128 of the session laws of 1869, and to add thereto a new section, to stand as section 8 of said act.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Garrison, previous notice having been given and leave being granted, introduced

A bill to legalize the acts of the highway commissioners of the township of Hazleton, and the tax-roll of said township as to ditch taxes spread thereon.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Dalton, previous notice having been given and leave being granted, introduced

A bill to confer upon commissioners of highways and street commissioners certain powers in relation to plank road companies.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Copley, previous notice having been given and leave being granted, introduced

A bill to prevent attorneys from testifying in behalf of their clients in certain cases.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Cameron, previous notice having been given and leave being granted, introduced

A bill to amend section 26 of an act entitled "An act to re-incorporate the village of Kalamazoo," approved March 15, 1861.

The bill was read a first and second time by its title, and,
On motion of Mr. Cameron,

The rules were suspended, and the bill was placed on the order of third reading.

Mr. Hurlbut, previous notice having been given and leave being granted, introduced

A bill to legalize sales of land made by executors, administrators, or guardians.

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

Mr. Brockway, previous notice having been given and leave being granted, introduced

A bill to amend section 2, of chapter 141, of the compiled laws, being section 2 of an act to authorize proceedings against garnishees, and for other purposes, approved March 28, 1849, being section 4778 of the compiled laws.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Houseman, previous notice having been given and leave being granted, introduced

A bill to revise the charter of the city of Grand Rapids, being amendatory of an act entitled "An act to incorporate the city of Grand Rapids," approved April 2d, 1850, as amended by the several acts amendatory thereof.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Adsit, previous notice having been given and leave being granted, introduced

A bill to amend section 14, and to add three new sections, to stand as sections 36, 37, and 38, of an act entitled "An act to incorporate the village of Spring Lake," approved March 24, 1869.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Tobey, previous notice having been given and leave being granted, introduced

A bill to amend section 31, of an act to revise the charter of the village of Burr Oak, approved March 16, 1867.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Phillips, previous notice having been given and leave being granted, introduced

A bill to provide for the payment of a certain sum per year to each convict in the State Prison upon their discharge from the prison.

The bill was read a first and second time by its title, and referred to the committee on State Prison.

THIRD READING OF BILLS.

House manuscript bill, entitled

A bill to create a fire commission in the city of Detroit,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays; as follows:

YEAS.

Mr. Adam,	Mr. R. J. Grant,	Mr. Moshier,
Adams,	Green,	Norris,
Adsit,	Greusel,	J. M. Osborn,
Bates,	Haack,	Pearl,
Brockway,	Hart,	Pattengell,
Brown,	J. Haynes,	Phillips,
Cherry,	Haywood,	Pierson,
Childs,	Hazen,	Post,
Climie,	N. R. Hill,	Priest,
Cochrane,	Houseman,	Riford,

Mr. Congdon,	Mr. Huff,	Mr. Rood,
Copley,	Hughes,	Roost,
Coulter,	Hurlbut,	Ross,
Crane,	Kellogg,	Runyan,
Crofoot,	Knapp,	Sumner,
Dalton,	Landon,	Thayer,
Doty,	Little,	Tobey,
Edwards,	McGonegal,	Van Scoy,
Fenton,	E. R. Miller,	Watkins,
Ferris,	Millington,	Webster,
Ferry,	P. Mitchell,	Wells,
Gillam,	W.H.C. Mitchell,	Speaker,
C. B. Grant.		

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NAYS.

Mr. Williams, 1

Title agreed to.

On motion of Mr. Greusel,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. Cameron,

The rule requiring the second and third reading of bills to be on different days was suspended, and the other bill on the order of third reading was put upon its passage.

House manuscript bill entitled

A bill to amend section 26, of an act entitled "An act to re-incorporate the village of Kalamazoo," approved March 15, 1861,

Was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Haack,	Mr. Norris,
Adsit,	Harris,	J. M. Osborn,
Brockway,	Hart,	Pearl,
Brown,	J. Haynes,	Pattengell,
Cameron,	Haywood,	Phillips,
Cherry,	Hazen,	Pierson,
Childs,	N. R. Hill,	Post,
Climie,	Houseman,	Priest,
Cochrane,	Huff,	Riford,
Congdon,	Hughes,	Rood,
Copley,	Hurlbut,	Roost,

Mr. Coulter,	Mr. Huston,	Mr. Ross,
Crane,	Kellogg,	Runyan,
Crofoot,	Knapp,	Sumner,
Dalton,	Landon,	Thayer,
Doty,	Little,	Tobey,
Edwards,	McGonegal,	Van Scoy,
Fenton,	E. R. Miller,	Walker,
Ferris,	N. L. Miller,	Watkins,
C. B. Grant,	Millington,	Webster,
R. J. Grant,	P. Mitchell,	Wells,
Gorman,	W.H.C. Mitchell,	Williams,
Green,	Moshier,	Speaker,
Greusel,		

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NAYS.

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Title agreed to.

On motion of Mr. Cameron,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

MOTIONS AND RESOLUTIONS.

Mr. Millington offered the following:

Whereas, The assistant fireman for this Hall is ill; therefore,
Resolved, That the fireman be empowered to employ another assistant during the continuance of said illness;

Which was adopted.

Mr. Millington moved that the Clerk be directed to request the Senate to return to the House the following resolution:

Resolved (the Senate concurring), That a committee of five be appointed, with instructions to inquire of the board of trustees of the Institution for the education of the deaf and dumb, and blind, at Flint, and learn from them, or otherwise, the items of receipts and disbursement of certain public money by them as reported in their annual report of 1869 and 1870, and make report to this House of their doings under this resolution, with all practical dispatch, and said committee are hereby authorized to send for such persons and papers as may be necessary to obtain the desired information;

Which motion prevailed.

Mr. Huston offered the following:

Resolved, That when a motion is pending to reconsider a vote by which a bill was lost, and the previous question is demanded, it is the judgment of this House that the main question is the question of reconsideration, and that if the motion to reconsider is decided in the affirmative, it has no operation upon the question or vote to be reconsidered.

Mr. Adam moved to refer the resolution to the committee on rules and joint rules;

Which motion prevailed.

Mr. Cameron moved that the House go into committee of the whole on the general order;

Which motion did not prevail.

On motion of Mr. C. Y. Osburn,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

MESSAGE FROM THE SENATE.

The Speaker, by unanimous consent, announced the following:

SENATE CHAMBER,
Lansing, February 13, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return the following concurrent resolution, in compliance with the request of the House:

Resolved (the Senate concurring), That a committee of five be appointed, with instructions to inquire of the board of trustees of the Institution for the education of the deaf and dumb, and blind, at Flint, and learn from them, or otherwise, the items of receipts and disbursement of certain public money by them as reported in their annual report of 1869 and 1870 and make report to this House of their doings under this resolution, with all practical dispatch, and said committee are

hereby authorized to send for such persons and papers as may be necessary to obtain the desired information.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

On motion of Mr. Copley,

The vote by which the House adopted the resolution was reconsidered.

On motion of Mr. Riford,

The resolution was laid on the table.

INTRODUCTION OF BILLS.

Mr. Grosvenor, by unanimous consent, previous notice having been given, introduced

A bill to amend section 2904 of the compiled laws, being section 7, of chapter 71, of the revised statutes of 1846, entitled "Of the inventory and collection of the effects of deceased persons."

The bill was read a first and second time by its title, and referred to the committee on judiciary.

REPORTS OF STANDING COMMITTEES.

By unanimous consent, the committee on banks and incorporations made the following report:

The committee on banks and incorporations, to whom was referred Senate bill No. 41, entitled

A bill to amend section 3, of act No. 16, of the session laws of 1869, entitled "An act to provide for the incorporation of the Father Mathew Total Abstinence Societies,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

M. V. MONTGOMERY, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to incorporate the village of Concord, in Jackson county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

M. V. MONTGOMERY, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cameron,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

GENERAL ORDER.

On motion of Mr. Cameron,

The House went into committee of the whole on the general order,

Mr. Copley in the chair.

After some time spent therein, the committee rose, and, through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 61, entitled

A bill to incorporate the village of Homer;

2. House bill No. 66, entitled

A bill to amend section 59, of chapter 14, of the revised statutes of 1846, being section 399, of chapter 10, of the compiled laws, entitled "Of county officers;"

3. House bill No. 77, entitled

A bill to repeal act No. 112, of the session laws of 1848, entitled "An act to authorize Peter M. Kinde to build a dam across Grand River ;"

4. House bill No. 79, entitled

A bill to amend section one, of an act entitled "An act to authorize the introduction of water into, and the construction or purchase of hydraulic works in the cities and villages in the State of Michigan," approved August 4, 1870;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

A. B. COPLEY, *Chairman.*

Report accepted and committee discharged.

The several bills were placed on the order of third reading.

On motion of Mr. Walker,

The House adjourned.

Lansing, Tuesday, February 14, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Straub.

Roll called : quorum present.

Absent without leave: Messrs. Pearl and Clement.

Mr. Pattengell asked and obtained leave of absence for Mr. Pearl on account of sickness.

Mr. Moshier asked and obtained leave of absence for Mr. Clement, indefinitely, on account of sickness.

Mr. Ferris asked and obtained leave of absence for himself for the day.

Mr. Landon asked and obtained leave of absence for himself until to-morrow.

PRESENTATION OF PETITIONS.

By Mr. W. H. C. Mitchell: Petition of Washington Rider, Daniel Rider, F. L. Wilcox, and 66 others, citizens of Missaukee county, asking for the construction of a State road through the center of said county, east and west, and asking for an appropriation of swamp land to construct the same;

Referred to the committee on public lands.

By Mr. Riford: Petition of C. W. Ormsbee, Geo. S. Clapp, and 8 others, members of the bar of Berrien county, asking that an amendment to the constitution, increasing the salaries of circuit judges, be submitted at the April election;

Referred to the committee on judiciary.

By Mr. Riford: Petition of J. S. Thrasher, M. G. Lamport, C. T. Pierce, and 36 others, citizens of Berrien county, asking for a law protecting fruit-growers against contagious diseases among fruit trees;

Also, petition of D. N. Brown, H. A. Truax, E. L. Stewart, and 36 others, citizens of Berrien county, for the same purpose;

Referred to the committee on agriculture.

By Mr. Haack: Remonstrance of L. A. Barber, A. B. Chapin, and 30 others, against the repeal of the law creating the office of county superintendent of schools;

Referred to the committee on education.

By Mr. Garrison: Petition of E. H. Jones, W. S. Curney, Geo. Morton, and 70 others, citizens of Shiawassee county, praying for the repeal of the law creating the office of county superintendent of schools;

Referred to the committee on education.

By Mr. Doty: Petition of John C. Bronson and 19 others, citizens of Clinton county, asking the passage of a law providing for a uniformity of text-books in our public schools;

Referred to the committee on education.

By Mr. Doty: Petition of John C. Bronson and 18 others, citizens of Clinton county, for the passage of a law compelling children of certain ages to attend school;

Referred to the committee on education.

By Mr. Crofoot: Petition of C. E. Beurman and 22 others, citizens of Livingston county, asking the passage of a law compelling the attendance of children at our public schools;

By Mr. Gibson: Petition of G. C. Gordon and 12 others, citizens of Wayne county, for the same purpose;

By Mr. Kellogg: Petition of O. H. Carus and eight others, citizens of Ionia county, for the same purpose;

By Mr. Thayer: Petition of Wm. McCardle, Geo. Scott, Wm. Tool, and 16 others, citizens of Sanilac county, for the same purpose;

By Mr. Green: Petition of Geo. A. Potts, J. A. Drake, T. C. Williams, and 17 others, for the same purpose;

By Mr. Huff: Petition of J. C. McCowan, H. Fowls, and 54 others, for the same purpose;

By Mr. Hughes: Petition of R. C. Kedzie, A. L. Green, and 101 others, citizens of Eaton county, for the same purpose;

Referred to the committee on education.

By Mr. Crofoot: Petition of E. C. Beurman and 82 others, citizens of Livingston county, asking for the passage of a law to provide an uniformity of text-books in our public schools;

By Mr. Gray: Petition of Cyrus Alton, superintendent of schools, James Barton, W. D. Fuller, and 155 others, citizens of Newaygo county, for the same purpose;

By Mr. Hughes: Petition of R. C. Kedzie, A. L. Green, I. M. Eley, and 100 others, citizens of Eaton county, for the same purpose;

By Mr. Green: Petition of Geo. A. Potts and 12 others, citizens of Lenawee county, for the same purpose;

By Mr. R. J. Grant: Petition of 614 citizens of Barry county, for the same purpose;

By Mr. Thayer: Petition of Wm. McCardle, Geo. Scott, Wm. Tool, and 16 others, citizens of Sanilac county, for the same purpose;

By Mr. Kellogg: Petition of O. H. Carus and 14 others, citizens of Ionia county, for the same purpose;

Referred to the committee on education.

By Mr. Norris: Memorial of the board of supervisors of Hillsdale county, to abolish the office of county superintendent of schools;

By Mr. Priest: Petition of William A. Wales, Chester Andrews, and 50 others, citizens of Macomb county, for the same purpose;

By Mr. Gibson: Petition of M. H. Hunt, W. E. Houk, and 11 others, citizens of Wayne county, for the same purpose;

By Mr. Huff: Petition of G. E. Willis, A. Thompson, and 54 others, citizens of Hillsdale county, for the same purpose;

By Mr. Gray: Remonstrance of D. L. Benton and 109 others, citizens of Big Rapids, against the repeal of the law creating the office of county superintendent of schools;

By Mr. Ferry: Remonstrance of Edward Taggart, L. S. Scranton, and 23 others, citizens of Kent county, for the same purpose;

Also, remonstrance of A. A. Fletcher and 6 others, citizens of Kent county, for the same purpose;

Also, remonstrance of A. B. Sherk and 13 others, citizens of Kent county, for the same purpose;

Also, remonstrance of Judge Withey, Hon. P. R. L. Pierce, Hon. Thos. D. Gilbert, and 60 others, citizens of Grand Rapids, for the same purpose;

By Mr. Crofoot: Remonstrance of G. E. Beurman and 25 others, citizens of Livingston county, for the same purpose;

By Mr. Holt: Remonstrance of A. C. Ellsworth, J. D. Surtivant, E. M. Ruggles, C. C. Thompson, and 20 others, citizens of Muskegon county, for the same purpose;

By Mr. Copley: Remonstrance of Floyd Clendenan, Frank McAlpine, and 50 others, citizens of Cass county, for the same purpose;

Also, remonstrance of R. W. Goucher and eight others, citizens of Cass county, for the same purpose;

Also, remonstrance of E. Ketchum and 18 others, citizens of Cass county, for the same purpose;

By Mr. Roost: remonstrance of John Macfie and 11 others, citizens of Ottawa county, for the same purpose;

Also; Remonstrance of Alfred A. Tracy and seven others, citizens of Ottawa county, for the same purpose;

By Mr. Thayer: Remonstrance of Wm. McCardle, J. F. Faxon, W. A. Mills, and 76 others, citizens of Sanilac county, for the same purpose;

By Mr. Cherry: Remonstrance of Geo. A. Freeman, W. S. Barnette, W. Arnold, and 44 others, citizens of Barry county, for the same purpose;

By Mr. Green: Remonstrance of J. R. Dodge, H. A. Hamlin, J. A. Hamlin, and 15 others, citizens of Lenawee county, for the same purpose;

By Mr. Huff: Remonstrance of John M. Norton and 15 others, of Hillsdale county, for the same purpose;

Also, remonstrance of Daniel Brown and 16 others, citizens of Hillsdale county, for the same purpose;

By Mr. Lamb: Remonstrance of A. B. Johns and 25 others, citizens of Oakland county, for the same purpose;

Also, remonstrance of G. Dunlap and 20 others, citizens of Oakland county, for the same purpose;

Referred to the committee on education.

By Mr. N. L. Miller: Petition of Lewis Ross, Geo. L. Phelps, and 33 others, citizens of Macomb county, asking that certain lands be attached to fractional school district No. 7, of the towns of Chesterfield and Lenox, Macomb county;

Referred to the committee on education.

By Mr. Watkins: Petition of Franklin Peck, Joseph Borrell, G. B. Manchester, and others, asking that a law be enacted relative to damages appraised on laying out highways;

Referred to the committee on roads and bridges.

By Mr. Gibson: Petition of Charles Brown, for the passage of a law to change his name to Charles Brown Calvert;

Referred to the committee on State affairs.

By Mr. C. B. Grant: Petition of John W. Hunt and 140

others, citizens of Washtenaw county, to provide by law for the manner, time, and place parties may be allowed to fish in the waters of this State;

By Mr. Greusel: Petition of A. C. McGraw, Wm. R. Newkirk, and 69 others, citizens of Wayne county, for the same purpose;

Referred to the committee on fisheries.

By Mr. Gray: Petition of Andrew Green, mayor of Big Rapids, E. T. Ross, and 25 others, praying for the establishment of a State road from the city of Big Rapids to the junction of the north and south branches of the Chippewa river, on section 27, town 16 north, of range 7 west, and asking for the appropriation of swamp lands for the construction of the same;

Referred to the committee on public lands.

By Mr. Little: Petition of Giles McKean and 90 tax-payers of Saginaw county, asking for the establishment of a State road in the counties of Midland and Saginaw, and the appropriation of non-resident highway tax for the construction of the same;

Also, petition of Joseph Porter and 90 others, tax-payers of the counties of Midland and Saginaw, for the same purpose;

Referred to the committee on roads and bridges.

By Mr. Hughes: Remonstrance of trustees and principal of the Charlotte Union School, against the repeal of the law creating the system of county superintendency of schools;

Also, remonstrance of A. G. Mills, J. R. Jamison, W. H. Able, and 13 others, for the same purpose;

Also, remonstrance of A. C. Dutton, director of Eaton Rapids graded schools, and 10 others, for the same purpose;

Referred to the committee on education.

By Mr. Moshier: Petition of G. S. Wodhull, John Reid, Alfred Halleck, and 213 others, citizens of Genesee county, praying for the repeal of the charter of the Flint and Fentonville plank road company;

Referred to the committee on roads and bridges.

By Mr. Hart: Petition of the citizens of the township of Delhi, in the county of Ingham, asking the passage of the bill now before the committee on drainage, providing for collecting a certain ditch tax in said township ;

Referred to the committee on drainage.

By Mr. Pattengell: Petition of M. A. Vrooman, R. Haines, M. Conner, and 44 others, citizens of Plymouth, for the repeal of the charter of the Detroit and Plymouth plank road or gravel road, so called ;

Also, petition of I. N. Hedden, L. Pooler, and 82 others, citizens of Plymouth, for the same purpose ;

Also, petition of Winfield Scott, J. S. Lapham, C. G. Harrington, J. M. Swift, John C. Emery, and 147 others, citizens of Plymouth, for the same ;

On motion of Mr. Pattengell,

The petition was referred to the committee on roads and bridges, and was ordered printed in the journal.

The following is the petition :

To the Honorable the Legislature of Michigan :

The undersigned, the citizens of Plymouth and vicinity, interested in the Plymouth plank road, now a gravel road (so called), feeling aggrieved by the fact the said plank road charge and collect tolls over said road while the same is in no sense a lawful road, and that it is difficult and dangerous passing over the same, from the fact that the bridges are mostly without railings and unsafe in structure, and the road bed is in many places so narrow that teams cannot meet and pass, and that, too, at some points where streams and precipitous banks render traveling hazardous, and that for much of the year the grade is muddy and uneven, and in no sense a lawful gravel road. Such has been the case for several years last past. Also, repeated complaints and solicitations have been made by citizens to the proper officers of the company, and notwithstanding the same, the company have failed to put the road in a proper, safe, or even reasonable condition. Therefore, we

earnestly request your honorable body to repeal or annul the charter of said company, and as in duty bound, your petitioners would ever pray.

By Mr. Ferry: Petition of A. W. Slayton and 11 others, citizens of Kent county, asking for the passage of a law requiring statistics to be taken relative to the value of lightning rods;

On motion of Mr. Ferry,

The petition was referred to the committee on State affairs, and was ordered printed in the journal.

The following is the petition:

To the Honorable the Legislature of the State of Michigan:

We, your petitioners, knowing that large sums of money are annually paid by all classes of our citizens for the erection and repair of lightning rods; and knowing that the best scientific men only *believe* them to be useful, but do not *know*, while many doubt their efficacy; and believing that the question of their utility can only be settled by statistics, collected from a wide extent of country, and that said facts would be highly useful, not only to our own State, but to the world; and believing that the benefit to the public would amply repay the small expense of printing a few blanks: Therefore we pray that you take such action in the premises as to pass a law requiring all supervisors or assessors to circulate, at the time of taking the annual assessment, blanks, furnished with their other blanks by the State, and fill the same. Said blanks to be divided into columns, and headed as follows, or in substance, to secure the same information: 1st. Name of person owning building; 2d. How many buildings large as 16x24 or larger do you own, without city corporations, that have not had lightning rods on the past one year; 3d. How many of them have been struck by lightning; 4th. How much damage was done; 5th. How many buildings that have had rods on the past year; 6th. How many with rods have been struck; 7th. How much damage to buildings with rods on; and the

same information in regard to buildings within corporations. Also, we ask that said statistics may be taken for three or five successive years, and returns made through county clerks to the Secretary of State, or some suitable official, to be by him summed up and published. And we will ever pray.

REPORTS OF STANDING COMMITTEES.

By the committee on State affairs:

The committee on State affairs, to whom was referred

A bill to amend section 7, of an act entitled "An act to establish an asylum for the deaf, dumb, and blind, and also an asylum for the insane of the State of Michigan," approved April 3, 1848, being section 1529 of the compiled laws,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. CAMERON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to incorporate the village of Vernon,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended do pass, and ask to be discharged from the further consideration of the subject.

W. D. GARRISON, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Moshier,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on local taxation :

The committee on local taxation, to whom was referred

A bill to legalize the acts of the commissioners of highways of the township of Hazelton in changing the location of the Cronk ditch, and the tax roll of said township for the year 1870,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on public lands :

The committee on public lands, to whom was referred

Joint resolution for the relief of Hiram Ransom in relation to certain State lands,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

EZRA HAZEN, *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on public lands :

The committee on public lands, to whom was referred

A bill to lay out and establish a State road in the counties of Schoolcraft and Marquette, to be known as the "Sault Ste. Marie and Grand Island State road extension," and to provide for the construction of the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

EZRA HAZEN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on public lands:

The committee on public lands, to whom was referred

A bill to lay out and establish a swamp land State road from Suel-Choix Harbor, section 15, town 41 N., R. 13 west, on the most eligible route to Grand Island Harbor, section 19, town 47 N., R. 19 west, and appropriating swamp lands for the construction of the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

EZRA HAZEN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend section 33, of chapter 7, of the charter of the city of Detroit, in regard to laying out streets in said city,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations :

The committee on banks and incorporations, to whom was referred

A bill to incorporate the village of Rockford,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. R. C. Miller,

The bill was laid on the table.

By the committee on towns and counties :

The committee on towns and counties, to whom was referred

A bill to vacate the township of Sibley, in the county of Keweenaw, and attach the same to the township of Copper Harbor, in said county ;

Also,

A bill to change the name of the township of Thorp, in Wexford county, to Selma,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that they do pass, and ask to be discharged from the further consideration of the subject.

N. L. MILLER, *Chairman.*

Report accepted and committee discharged.

The several bills were ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education :

The committee on education, to whom was referred the petition of Robert B. Shipman, Martin B. Wood, and others,

asking that certain territory may be detached from school district No. 4, fractional, of Clarence and Sheridan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying bill, entitled

A bill to amend section one, of act No. 153, of the session laws of 1869, approved April 5, 1869, entitled "An act to provide for an appeal from the board of school inspectors of any school district to the township board,"

Recommending that the bill do pass, and ask to be discharged from the further consideration of the subject.

OSCAR ADAMS, *Acting Chairman.*

Report accepted and committee discharged.

The petition was laid on the table.

The bill was read a first and second time by its title, ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on agriculture:

The committee on agriculture, to whom was referred

Joint resolution to refund certain moneys heretofore expended by the "State Agricultural Society" for the benefit of the State Normal school,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

E. R. MILLER, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education:

The committee on education, to whom was referred several petitions in regard to the establishment of a chair of Homeopathy in the University of Michigan, have directed me to report

the same back to the House, recommending that they be referred to the committee on State affairs.

C. B. GRANT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Thayer,

The recommendation of the committee was concurred in, and the petitions were referred to the committee on State affairs.

By the committee on education :

The committee on education, to whom was referred that portion of the Governor's message relative to the State Normal School; and also a bill entitled

A bill making an appropriation for the State Normal School,

Respectfully report that they have had the same under consideration, and have directed me to submit the following report :

The committee have made a personal examination of this institution, which is designed to educate young ladies and gentlemen in the theories and practice of teaching. Its importance can be estimated from the following facts: That there are now in attendance three hundred students; that in 1870 the whole number of students in attendance was five hundred and twenty-five; that the whole number of graduates is two hundred and sixty; that the number who have thus far received certificates to teach are five hundred, and that these have taught, on an average, three and one-fourth years each. Furthermore, during the past two years, forty-one graduates—twenty-two ladies and nineteen gentlemen—have been occupying prominent positions in the union schools of the State.

Eighty-two per cent. of the graduates have taught one year or more, and seventy-four per cent. have taught two years or more, and sixty-three per cent. have taught constantly since their graduation.

During the past year, seventy-two students have been received by Legislative appointments.

A model school is connected with the institution, and is one of its most essential parts. This model school occupies a building erected on the Normal School grounds a few years since, partly at the expense of the State Agricultural Society, and partly at the expense of the citizens of Ypsilanti. It is in charge of one of the teachers of the Normal, under whose supervision the teaching is mainly done by the students, thus giving them a valuable experience before they assume the important duties for themselves. The number of pupils in the model department during the past year was one hundred, mostly from Ypsilanti. These pupils pay tuition of from two to three dollars per term.

Your committee believe that the Normal School is judiciously and successfully managed in its instruction, its discipline, and its finances; that it reflects great credit upon the Board of Education, its teachers, and the State, and that its usefulness is beyond all question.

The buildings and grounds are well kept, though the former need some repairs, and the fence around the latter is very old, and in a very dilapidated condition, and a new one is very much needed.

The library, museum, and apparatus are meagre, owing to the fact that the building and all its contents were destroyed by fire in the year 1859, and the resources of the institution have not been sufficient to allow their being fully replaced.

Your committee believe that this institution, having such direct and intimate connection with our common schools, is one of our very important educational interests, and they ask for it the liberal protection and support of the people of the State.

Your committee have directed me to report the bill back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

C. B. GRANT, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

A bill to change the name of Sadie M. Sweet to Sadie M. Main, and to constitute her heir-at-law of Berten Main and Amelia Main,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

GEO. F. GILLAM, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend section 14, and to add three new sections, to stand as sections 36, 37, and 38, of an act entitled "An act to incorporate the village of Spring Lake," approved March 24, 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. J. Haynes,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend sections 4, 14, 20, 27, and 51, of an act entitled "An act to revise and amend the charter of the city of Saginaw," approved February 5, 1859, as amended by act No. 496, of the session laws of 1867,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

M. V. MONTGOMERY, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred Senate manuscript bill, entitled

A bill to amend section 295 of the compiled laws, relative to commissioners of deeds in other States,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Huston,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill to amend section 2904, in chapter 95, compiled laws, being section 7, of chapter 71, of the revised statutes of 1846, entitled "Of the inventory and collection of the effects of deceased persons,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, February 13, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following:
House manuscript bill, entitled

A bill to extend the time for the collection of taxes in the city of Saginaw, in the county of Saginaw;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The committee on engrossment and enrollment made the following report:

The committee on engrossment and enrollment report, as correctly enrolled, signed, and presented to the Governor, the following House manuscript bill, being

A bill to extend the time for the collection of taxes in the city of Saginaw, in the county of Saginaw.

JNO. F. COULTER, *Acting Chairman.*

Report accepted.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, February 13, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bill :

Senate bill No. 38, entitled

A bill to amend sections 1, 2, 4, and 5, of act number 235, of the session laws of 1849, relative to the incorporation of the Grand Lodge of Free and Accepted Masons of Michigan, and to repeal act No. 69, of the session laws of 1869,

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, February 13, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following joint resolution :

Senate joint resolution No. 3, entitled

Joint resolution requesting our Senators in Congress to take steps for the extension, by treaty with the the government of Great Britain, of the provisions for the extradition of persons accused of crimes,

Which has passed the Senate by a majority vote of all the

Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on federal relations.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, February 13, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bills:

1. House bill No. 63, entitled

A bill to amend section three, of chapter seventy-seven, of the revised statutes of 1846, the same being section 3041, of chapter 101, of the compiled laws, relating to the sale of lands for the payment of debts by executors, administrators, and guardians;

2. House bill No. 64, entitled

A bill to amend section thirty-nine, of chapter ninety-one, of the revised statutes of 1846, the same being section 3645, of chapter 116, of the compiled laws, relating to probate courts;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, February 13, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill:

Senate bill No. 30, entitled

A bill to amend section 3, of act number 125, of the session laws of 1869, entitled "An act to amend an act to provide for the registration of births, marriages, and deaths," being act number 194, session laws of 1867, approved March 27, 1867, and to add a new section thereto,

Which the House amended by striking out the word "five", where it occurs in line 30, and inserting in place thereof the word "three."

And to inform the House that the Senate does not concur in said amendment.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

Mr. Brockway moved that the House recede from the amendment made to the bill by the House;

Which motion did not prevail, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gibson,	Mr. E. R. Miller,
Adams,	C. B. Grant,	P. Mitchell,
Atwood,	Gray,	W.H.C. Mitchell,
Bates,	Greusel,	Montgomery,
Brockway,	Grosvenor,	Moshier,
Brown,	Hart,	C. Y. Osburn,
Cameron,	Haywood,	Riford,
Childs,	N. R. Hill,	Rood,
Cochrane,	Holland,	Roof,
Copley,	Holt,	Runyan,
Coulter,	Hughes,	Thayer,
Crane,	Huston,	Watkins,
Crofoot,	Knapp,	Wells,
Edwards,	Little,	White,
Garrison,	McGonegal,	

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NAYS.

Mr. Adsit,	Mr. Gorman,	Mr. J. M. Osborn,
Barnaby,	Green,	Pierson,
Chamberlain,	Haack,	Post,
Cherry,	Hazen,	Priest,
Climie,	Houseman,	Roost,

Mr. Congdon,	Mr. Huff,	Mr. Sumner,	
Doty,	Kellogg,	Tobey,	
Ferry,	N. L. Miller,	Van Scoy,	
Frost,	R. C. Miller,	Walker,	
Garfield,	Millington,	Williams,	
Gillam,	Norris,	Speaker,	33

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, February 13, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 39, entitled

A bill to amend section 214 of an act entitled “ An act to amend chapter 93, of the revised statutes of 1846, entitled ‘ Of courts of justices of the peace,’ ” approved February 13, 1855, being section 3866, of chapter 117, of the compiled laws,

And to inform the House that the Senate has amended the same by substituting the following for recited section 214 of the bill :

“ SEC. 214. In all cases where judgment shall be rendered against the appellant in the circuit court or in the supreme court, the same may, on motion of the appellee made before judgment against the appellant be entered against both appellant, and surety, and be collected on execution against them as in ordinary cases of judgment against two or more: *Provided, first,* That no such surety shall be liable upon an execution issued upon a judgment, rendered upon a judgment so entered on motion: *And provided, secondly,* That no execution issued on a judgment so entered on motion, against appellant and surety, shall be levied on the property of the surety, unless such execution, if issued in the circuit court, is issued within thirty days, or if issued in the supreme court, within ninety days from the time when the same shall be legally issuable: *And provided, lastly,* That either of said periods of thirty

days and ninety days may be extended by stipulation, signed and acknowledged by the surety and filed with the clerk of the circuit court, where judgment on appeal was given, and recorded at length in the common rule book, for such length of time as shall be specified in such stipulation ;”

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

Mr. Huston moved that the House concur in the amendments made to the bill by the Senate ;

Which motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Adam,	Mr. Gorman,	Mr. W.H.C. Mitchell,
Adams,	Gray,	Montgomery,
Adsit,	Green,	Moshier,
Atwood,	Greusel,	Norris,
Barnaby,	Grosvenor,	C. Y. Osburn,
Brockway,	Haack,	J. M. Osborn,
Brown,	Hart,	Phillips,
Cameron,	J. Haynes,	Pierson,
Cherry,	Haywood,	Post,
Childs,	Hazen,	Priest,
Olimie,	N. R. Hill,	Riford,
Cochrane,	Holt,	Roof,
Congdon,	Houseman,	Roost,
Copley,	Huff,	Runyan,
Crane,	Hughes,	Sumner,
Crofoot,	Huston,	Thayer,
Doty,	Kellogg,	Tobey,
Edwards,	Knapp,	Van Scoy,
Ferry,	Little,	Walker,
Frost,	E. R. Miller,	Watkins,
Garfield,	N. L. Miller,	Wells,
Gibson,	R. C. Miller,	White,
Gillam,	Millington,	Williams,
O. B. Grant,	P. Mitchell,	Speaker,

72

NAYS.

0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, February 13, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 19, entitled

A bill relative to free schools in the city of Grand Rapids;

2. Senate bill No. 39, entitled

A bill to incorporate the village of Brighton, in the county of Livingston, and State of Michigan, and to define the boundaries thereof, and to repeal act No. 300, of session laws of 1867;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on education.

The second named bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, February 13, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following joint resolution:

Senate joint resolution No. 4, entitled

Joint resolution relative to the purchase, by the State of Michigan, of block 115 in the city of Lansing;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The joint resolution was read a first and second time by its title, and referred to the committee on ways and means.

The Speaker also announced the following:

SENATE CHAMBER, {
Lansing, February 13, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House bill No. 59, entitled

A bill to amend an act entitled "An act to incorporate the village of Nashville," approved March 26, 1869, by adding three new sections thereto, to stand as sections 65, 66, and 67,

And to inform the House that the Senate has amended the same by inserting in line 2, of section 66, after the word "the," where it occurs the second time, the words "qualified electors of the;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

Mr. E. R. Miller moved that the House concur in the amendment made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gillam,	Mr. Moshier,	
Adams,	C. B. Grant,	Norris,	
Adsit,	Gray,	J. M. Osborn,	
Atwood,	Green,	Pattengell,	
Barnaby,	Greusel,	Phillips,	
Brockway,	Grosvenor,	Pierson,	
Brown,	Haack,	Post,	
Cameron,	J. Haynes,	Priest,	
Chamberlain,	Haywood,	Riford,	
Cherry,	Hazen,	Rood,	
Childs,	Holt,	Roost,	
Climie,	Houseman,	Runyan,	
Cochrane,	Huff,	Sumner,	
Congdon,	Hughes,	Thayer,	
Copley,	Kellogg,	Tobey,	
Coulter,	Knapp,	Van Scoy,	
Crane,	Lamb,	Walker,	
Crofoot,	Little,	Watkins,	
Doty,	E. R. Miller,	Webster,	
Edwards,	N. L. Miller,	Wells,	
Ferry,	R. C. Miller,	White,	
Frost,	Millington,	Williams,	
Garfield,	P. Mitchell,	Speaker,	
Gibson,	W.H.C. Mitchell,		71
	NAYS.		0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, February 13, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bills:

1. House bill No. 34, entitled

A bill to amend sections one and six, of act No. 406, of the session laws of 1869, approved April 2d, 1869, being an act appropriating certain non-resident highway taxes to aid in constructing a ditch or drain from a point on Elk Creek, in the county of Sanilac, to a point on the Lexington and Lapeer State road, in Sanilac county;

2. House bill No. 49, entitled

A bill to aid in the construction of that part of the Cass river and Bay City State road, established under act No. 345, of laws of 1865, between the forks of Cass river and Unionville, in Tuscola county, and making an appropriation of swamp lands therefor;

3. House bill No. 58, entitled

A bill to amend sections 1, 12, and 16, chapter 5, section 1, of chapter 7, and section 8, of chapter 8, of an act entitled "An act to incorporate the city of Corunna," approved March 12, A. D. 1869;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The several bills were referred to the committee on engrossment and enrollment, for enrollment.

NOTICES.

Mr. Riford gave notice that on some future day he would ask leave to introduce

A bill legalizing the action of the trustees of the First Baptist Church and Society of Benton Harbor;

Also,

A bill to provide for the sale of perishable property.

Mr. Grosvenor gave notice that on some future day he would ask leave to introduce

A bill to revise the charter of the city of Monroe.

Mr. Roost gave notice that on some future day he would ask leave to introduce

A bill to amend act No. 352 of the session laws of A. D. 1867, being "An act for the incorporation of the city of Grand Haven," by adding a new section thereto.

Mr. Post gave notice that on some future day he would ask leave to introduce

A bill establishing a homeopathic hospital, and the appointment of professors in the medical department of the Michigan University.

Also,

Joint resolution instructing the Auditor General to discharge certain mortgages.

Mr. Hazen gave notice that on some future day he would ask leave to introduce

A bill to amend section 18, of act No. 76, of the session laws of 1861, the same being section 3941 of the compiled laws, in relation to payment of costs in criminal cases.

Mr. Cochrane gave notice that on some future day he would ask leave to introduce

A bill to amend "An act to regulate express companies and their agents, and individuals prosecuting the express business, not incorporated by the State of Michigan," approved March 27, 1869.

Mr. Hughes gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the village of Bellevue.

Mr. Lamb gave notice that on some future day he would ask leave to introduce

A bill to provide for the laying out, establishing, and constructing a State road in the county of Lapeer, and appropriating certain highway taxes therefor.

Mr. Williams gave notice that on some future day he would ask leave to introduce

A bill making appropriations for the State Reform School for the years eighteen hundred and seventy-one and eighteen hundred and seventy-two.

Mr. Gorman gave notice that on some future day he would ask leave to introduce

A bill to authorize the spreading upon the roll, and the col-

lection of certain ditch taxes in the township of Ash, Monroe county.

Mr. Garfield gave notice that on some future day he would ask leave to introduce

A bill to incorporate the city of Lowell, Kent county.

Mr. Crane gave notice that on some future day he would ask leave to introduce

A bill to authorize townships, cities, and villages to appropriate lands for cemetery purposes.

Mr. Hart gave notice that on some future day he would ask leave to introduce

A bill to provide for laying out and establishing a State road, to be known as the Meridian State road, and appropriating certain swamp lands for constructing the same.

Mr. Garrison introduced the following entitled bill:

A bill to vacate a certain portion of the Pontiac and Grand River State road.

Mr. Climie gave notice that on some future day he would ask leave to introduce

A bill whereby owners of water-powers may acquire title to lands in certain cases.

Mr. Millington gave notice that on some future day he would ask leave to introduce

A bill to amend sections 3 and 4, of chapter 27, of the revised statutes of 1846, entitled "Of the erection, repairing, and preservation of bridges," being section 1101 of the compiled laws.

Mr. Little gave notice that on some future day he would ask leave to introduce

A bill relative to certain cemetery grounds in the city of Saginaw.

INTRODUCTION OF BILLS.

Mr. Hazen, previous notice having been given and leave being granted, introduced

A bill to amend chapter 95 of the compiled laws, by extend-

ing to executors and administrators power over land contracts in certain cases, by adding a new section thereto, to stand as section 16 of said chapter.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Wells, previous notice having been given and leave being granted, introduced

A bill to amend section No. 18, of chapter 14, of an act entitled "An act entitled an act to revise the charter of the city of Port Huron," approved April 5, 1868.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Haack, previous notice having been given and leave being granted, introduced

A bill to provide for paying the expense of certain ditches made under the drain laws, in Saginaw county.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Millington, previous notice having been given and leave being granted, introduced

A bill to amend act No. 167, of the session laws of 1867, being an act entitled "An act to amend section 43, of chapter 67, of the compiled laws, being an act to provide for the incorporation of railroad companies," approved February 12, 1855, so as to require all persons and companies owning or occupying railroads, to fence the same.

The bill was read a first and second time by its title, and referred to the committee on internal improvements.

Mr. Roost, previous notice having been given and leave being granted, introduced

A bill to provide for the payment of taxes, and the sale of lands encumbered with drainage taxes.

The bill was read a first and second time by its title, and referred to the committee on drainage.

Mr. Thayer, previous notice having been given and leave being granted, introduced

A bill to provide for the laying out and establishing a State road from Tyre, in the township of Austin, Sanilac county, to the shore of Lake Huron.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Pattengell, previous notice having been given and leave being granted, introduced

A bill restricting boards of supervisors and boards of county auditors from giving any extra compensation to circuit judges, county officers, or jurymen, beyond what the law prescribes.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Pattengell, previous notice having been given and leave being granted, introduced

A bill giving the auditors of Wayne county a salary.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Cochrane, previous notice having been given and leave being granted, introduced

A bill to legalize the acts and proceedings of the board of fire commissioners in the city of Detroit.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Cochrane, previous notice having been given and leave being granted, introduced

A bill to amend an act entitled "An act to amend an act entitled 'An act to establish a police court in the city of Detroit,' approved April 2d, 1850, and to add a new section thereto," approved March 30th, 1863, and to add a new section thereto.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Cochrane, previous notice having been given and leave being granted, introduced

A bill relative to the construction of acts legalizing taxes, assessments, and tax or assessment rolls.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Hoyt, previous notice having been given and leave being granted, introduced

A bill to provide for the transmission of the official publications of the State to the free library of the city of Detroit.

The bill was read a first and second time by its title, and referred to the committee on State library.

Mr. Little, previous notice having been given and leave being granted, introduced

A bill to lay out and establish a State road in the counties of Midland and Saginaw, and to appropriate certain non-resident highway taxes therefor.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Gibson, previous notice having been given and leave being granted, introduced

A bill to provide for the incorporation and charter of children's banking associations.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Crane, previous notice having been given and leave being granted, introduced

A bill to amend sections 4, 6, and 10, of an act entitled "An act to amend an act entitled an act to revise the charter of the city of Adrian," approved March 20, 1865, approved March 27, 1869.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Copley, previous notice having been given and leave being granted, introduced

A bill to legalize the action of the county drain commissioner of Cass county, under the provisions of act No. 43, of the session laws of 1869.

The bill was read a first and second time by its title, and,

On motion of Mr. Copley,

The rules were suspended and the bill was placed on the order of third reading.

Mr. Huston, previous notice having been given and leave being granted, introduced

A bill to authorize school district No. 5, of the township of Millington, in the county of Tuscola, to issue bonds to aid in the construction of a school-house in said district.

The bill was read a first and second time by its title, and,

On motion of Mr. Huston,

The rules were suspended and the bill was placed on the order of third reading.

Mr. Roof, previous notice having been given and leave being granted, introduced

A bill to incorporate the village of Muir.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Roof, previous notice having been given and leave being granted, introduced

A bill to amend sections 1, 2, 8, and 13, of act No. 374, of the session laws of 1869, entitled "An act to incorporate the village of Portland, in Ionia county," approved March 30, 1869.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Huston, previous notice having been given and leave being granted, introduced

A bill to aid in the completion of the Tuscola and Saginaw Bay State road, and making an appropriation of State swamp land for the same.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Gray, unanimous consent being given, introduced

A bill to provide for the drainage and reclamation of swamp lands by means of a State road to be known as the Big Rapids and Chippewa river State road.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Montgomery, previous notice having been given and leave being granted, introduced

Joint resolution to authorize the Governor to convey the northeast quarter of the northwest quarter of section No. 16, in township No. 1 north, of range No. 4 west, to John G. Estell, assignee of primary school land certificate No. 6161.

The joint resolution was read a first and second time by its title, and referred to the committee on ways and means.

THIRD READING OF BILLS.

House bill No. 61, entitled

A bill to incorporate the village of Homer,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Garrison moved that the bill be recommitted to the committee on banks and incorporations ;

Which motion prevailed.

House bill No. 66, entitled

A bill to amend section 59, of chapter 14, of the revised statutes of 1846, being section 399, of chapter 10, of the compiled laws, entitled "Of county officers,"

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Montgomery moved to strike out all after the enacting clause ;

Pending which,

Mr. Copley moved to amend the bill by inserting after the word "office," in the first line of section 59, the words "not less than three advertised days in each week."

Mr. Brockway moved to amend the amendment by striking

out the word "three," and inserting the word "one" in lieu thereof;

Which motion did not prevail.

Mr. Atwood moved as a substitute for the amendment that the word "his" be stricken from the first line of recited section 59, and the word "an" inserted in lieu thereof;

Which motion did not prevail.

The motion to strike out all after the enacting clause of the bill did not prevail.

Mr. Riford moved to lay the bill on the table;

Which motion did not prevail.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adsit,	Mr. Ferry,	Mr. W.H.O. Mitchell,
Barnaby,	Frost,	Pattengell,
Climie,	Garfield,	Runyan,
Copley,	Kellogg,	Van Scoy,
Coulter,	Lamb,	Walker,
Orofoot,	E. R. Miller,	Williams,
Dalton,		

19

NAYS.

Mr. Adam,	Mr. Greusel,	Mr. Moshier,
Adams,	Grosvenor,	Norris,
Atwood,	Haack,	J. M. Osborn,
Bates,	Harris,	Phillips,
Brockway,	Hart,	Pierson,
Brown,	J. Haynes,	Post,
Cameron,	Haywood,	Priest,
Chamberlain,	Houseman,	Riford,
Cherry,	Huff,	Rood,
Childs,	Hughes,	Roof,
Cochrane,	Huston,	Roost,
Crane,	Knapp,	Ross,
Doty,	Little,	Sumner,
Edwards,	McGonegal,	Thayer,
Garrison,	N. L. Miller,	Tobey,
Gibson,	R. C. Miller,	Watkins,
Gillam,	Millington,	Webster,
C. B. Grant,	Minne,	Wells,
Gorman,	P. Mitchell,	Speaker,
Green,	Montgomery,	

59

On motion of Mr. Garrison,

The House took a recess until 2 o'clock this afternoon.

—
AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

The House resumed the order of

THIRD READING OF BILLS.

House bill No. 77, entitled

A bill to repeal act No. 112, of the session laws of 1848, entitled "An act to authorize Peter M. Kinde to build a dam across Grand River,"

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gillam,	Mr. W.H.C. Mitchell,
Adams,	C. B. Grant,	Moshier,
Adsit,	Gray,	Norris,
Barnaby,	Green,	J. M. Osborn,
Bates,	Grensel,	Pattengell,
Brockway,	Haack,	Phillips,
Brown,	Harris,	Pierson,
Cameron,	J. Haynes,	Post,
Chamberlain,	Haywood,	Priest,
Cherry,	Hazen,	Riford,
Childs,	Holland,	Rood,
Climie,	Holt,	Roof,
Cochrane,	Houseman,	Roost,
Congdon,	Huff,	Ross,
Copley,	Hughes,	Runyan,
Coulter,	Huston,	Sumner,
Crane,	Kellogg,	Thayer,
Crofoot,	Knapp,	Tobey,
Dalton,	Lamb,	Van Scoy,
Doty,	Little,	Walker,
Edwards,	McGonegal,	Watkins,
Fenton,	E. R. Miller,	Webster,
Ferry,	N. L. Miller,	Wells,

Mr. Frost,
Garfield,
Garrison,
Gibson,

Mr. R. O. Miller,
Millington,
Minne,
P. Mitchell,

Mr. White,
Williams,
Speaker,

80

NAYS.

Mr. Gorman,

1

Title agreed to.

On motion of Mr. Doty,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 79, entitled

A bill to amend section one, of an act entitled "An act to authorize the introduction of water into, and the construction or purchase of hydraulic works in the cities and villages in the State of Michigan," approved August 4, 1870,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,
Adams,
Adsit,
Atwood,
Barnaby,
Bates,
Brockway,
Brown,
Cameron,
Chamberlain,
Cherry,
Childs,
Climie,
Cochrane,
Congdon,
Copley,
Coulter,
Crane,
Crofoot,
Dalton,
Doty,
Edwards,
Fenton,

Mr. Gillam,
C. B. Grant,
Gorman,
Gray,
Green,
Greusel,
Haack,
Harria,
Hart,
J. Haynes,
Haywood,
Hazen,
Holland,
Holt,
Houseman,
Huff,
Hughes,
Huston,
Kellogg,
Knapp,
Lamb,
Little,
McGonegal,

Mr. P. Mitchell,
W.H.O. Mitchell,
Montgomery,
Moshier,
Norris,
J. M. Osborn,
Pattengell,
Phillips,
Pierson,
Post,
Priest,
Riford,
Rood,
Roof,
Roost,
Ross,
Runyan,
Sumner,
Thayer,
Tobey,
Van Scoy,
Walker,
Watkins,

Mr. Ferry,	Mr. E. R. Miller,	Mr. Webster,	
Frost,	N. L. Miller,	Wells,	
Garfield,	R. C. Miller,	White,	
Garrison,	Millington,	Williams,	
Gibson,	Minne,	Speaker,	84
	NAYS.		0

Title agreed to.

On motion of Mr. Cameron,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate manuscript bill, entitled,

A bill to amend section 296 of the compiled laws, relative to the commissioner of deeds in other States,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gorman,	Mr. W.H.C. Mitchell,
Adams,	Gray,	Montgomery,
Adair,	Green,	Moshier,
Atwood,	Greusel,	Norris,
Barnaby,	Haack,	J. M. Osburn,
Bates,	Harris,	Pattengell,
Brockway,	Hart,	Phillips,
Brown,	J. Haynes,	Pierson,
Cameron,	Haywood,	Post,
Chamberlain,	Hazen.	Priest,
Cherry,	Holland,	Riford,
Childs,	Holt,	Rood,
Climie,	Houseman,	Roof,
Cochrane,	Huff,	Roost,
Congdon,	Hughes,	Ross,
Copley,	Huston,	Runyan,
Coulter,	Kellogg,	Sumner,
Crane,	Knapp,	Thayer,
Crofoot,	Lamb,	Tobey,
Doty,	Little,	Van Sooy,
Edwards,	McGonegal,	Walker,
Ferry,	E. R. Miller,	Watkins,
Frost,	N. L. Miller,	Webster,
Garfield,	R. C. Miller,	Wells,
Garrison,	Millington,	White,

Mr. Gibson,	Mr. Minne,	Mr. Williams,	
Gillam.	P. Mitchell,	Speaker,	
C. B. Grant,			82

NAYS.

0

Title agreed to.

On motion of Mr. Greusel,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. Huston,

The rule requiring the second and third reading of bills to be on different days was suspended, and the other bills on the order of third reading were put upon their passage.

House manuscript bill, entitled

A bill to authorize school district No. 5 of the township of Millington, in the county of Tuscola, to issue bonds to aid in the construction of a school-house in said district,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. C. B. Grant,	Mr. P. Mitchell,
Adams,	Gorman,	W.H.O. Mitchell,
Adsit,	Gray,	Montgomery,
Atwood,	Green,	Moshier,
Barnaby,	Greusel,	Norris,
Bates,	Grosvenor,	J. M. Osborn,
Brockway,	Haack,	Pattengell,
Brown,	Harris,	Phillips,
Cameron,	Hart,	Pierson,
Chamberlain,	J. Haynes,	Post,
Cherry,	Haywood,	Priest,
Childs,	Hazen,	Riford,
Climie,	Holland,	Rood,
Cochrane,	Holt,	Roof,
Congdon,	Houseman,	Roost,
Copley,	Huff,	Ross,
Coulter,	Hughes,	Runyan,
Crane,	Huston,	Sumner,
Crofoot,	Kellogg,	Thayer,
Doty,	Knapp,	Tobey,
Edwards,	Lamb,	Van Sooy,
Fenton,	Little,	Walker,

Mr. Ferry,	Mr. McGonegal,	Mr. Watkins,	
Frost,	E. R. Miller,	Webster,	
Garfield,	N. L. Miller,	Wells,	
Garrison,	R. C. Miller,	White,	
Gibson,	Millington,	Williams,	
Gillam,	Minne,	Speaker,	84
	NAYS.		0

Title agreed to.

On motion of Mr. Huston,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House manuscript bill, entitled

A bill to legalize the action of the county drain commissioner of Cass county, under the provisions of act No. 43, of the session laws of 1869,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adam,	Mr. C. B. Grant,	Mr. Minnie,
Adams,	Gorman.	P. Mitchell,
Adsit,	Gray,	W. H. C. Mitchell,
Atwood,	Green,	Montgomery,
Barnaby,	Grosvenor,	Moshier,
Bates,	Haack,	Norris,
Brown,	Harris,	J. M. Osborn,
Cameron,	Hart,	Pattengell,
Chamberlain,	J. Haynes,	Phillips,
Cherry,	Haywood,	Pierson,
Childs,	Hazen,	Post,
Climie,	Holland,	Priest,
Congdon,	Holt,	Riford,
Copley,	Houseman.	Rood,
Coulter,	Huff,	Roof,
Crane,	Hughes,	Roost,
Crofoot,	Huston,	Ross,
Doty,	Kellogg,	Runyan,
Edwards,	Knapp,	Thayer,
Fenton,	Lamb,	Toby,
Ferry,	Little,	Van Scoy,
Frost,	McGonegal,	Walker,
Garfield,	E. R. Miller,	Webster,
Garrison,	N. L. Miller,	Wells,

Mr. Gibson, Gillam,	Mr. R. C. Miller, Millington,	Mr. Speaker.	77
NAYS.			

Mr. Greusel,	Mr. White,	2
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Title agreed to.

On motion of Mr. Copley,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The Sergeant-at-Arms announced the Private Secretary of the Governor, who transmitted to the House a message from his Excellency the Governor, in writing.

MOTIONS AND RESOLUTIONS.

Mr. Williams offered the following:

Whereas, The joint committee of the Senate and House on reformatory and penal measures have invited Mr. Z. R. Brockway, of the Detroit House of Correction, and the Hon. C. I. Walker, of Detroit, to address the Legislature on the subject of reformation in our penal and reformatory and charitable institutions, and they have accepted such invitations;

Resolved, That the use of the legislative hall be granted to Judge Walker on the evening of Tuesday next, and to Mr. Brockway, on the evening of Wednesday of next week;

Which was adopted.

Mr. Grosvenor moved to discharge the committee of the whole from the further consideration of House joint resolution No. 7, entitled

Joint resolution making additional appropriations for the geological survey for the years 1871 and 1872, and for publishing the results of the present and future surveys;

Which motion prevailed.

On motion of Mr. Grosvenor,

The joint resolution was referred to the committee on ways and means, with instructions to report on the subject matter thereof, by bill or otherwise, as soon as practicable.

GENERAL ORDER.

On motion of Mr. Riford,

The House went into committee of the whole on the general order,

Mr. Gray in the chair.

After some time spent therein, the committee rose, and, through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 81, entitled

A bill to provide for the laying out and establishing the Almer and Fair Grove State road, and making an appropriation of non-resident highway tax for the construction of the same;

2. House bill No. 85, entitled

A bill to amend section 7, of chapter 19, of compiled laws, as amended by act number 71, of the session laws of 1869, relating to the duties of overseers of highways;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill:

3. House bill No. 83, entitled

A bill to repeal act number four hundred and two of the session laws of 1869, entitled "An act to provide for laying out and establishing a State road in the counties of Macomb and St. Clair;"

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

The committee of the whole have also had under consideration the following entitled bill:

4. House bill No. 84, entitled

A bill to detach certain territory from the county of Saginaw, and attach the same to the county of Bay,

And have directed their chairman to report the same back to the House, with the recommendation that it be recommitted to the committee on towns and counties.

The committee of the whole have also had under consideration the following entitled bill:

5. House bill No. 51, entitled

A bill for the more effectual prevention of cruelty to animals,

And have directed their chairman to report the same back to the House, with the recommendation that it be referred to the committee on judiciary.

The committee of the whole have also had under consideration the following entitled joint resolutions:

1. House joint resolution No. 9, entitled

Joint resolution asking the Congress of the United States for a grant of lands to aid in the construction of a railroad from the Straits of Mackinaw, via Marquette and the head of Keweenaw Bay, to the Montreal river;

2. House joint resolution No. 10, entitled

Joint resolution authorizing the administrator of the estate of David Duncan, deceased, to sell the same and to appropriate the proceeds, after paying the debts of the estate, to erect a monument to be placed at his grave;

Have made no amendment thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

E. L. GRAY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Garrison,

The House concurred in the amendments made to the first and second named bills, and the first, second, and third named bills were placed on the order of third reading.

On motion of Mr. Brockway,

The House concurred in the recommendation of the committee in regard to the fourth named bill, and it was referred to the committee on towns and counties; also, in regard to

the fifth named bill, and it was referred to the committee on judiciary.

The first and second named joint resolutions were placed on the order of third reading,

MESSAGE FROM THE GOVERNOR.

The Speaker, by unanimous consent, announced the following:

EXECUTIVE OFFICE,
Lansing, February 14, 1871. }

To the House of Representatives :

I have this day approved, signed, and deposited in the office of the Secretary of State, the following entitled acts and resolutions:

1. An act to amend section 11, of chapter 19, of the revised statutes of 1846, being section 3617 of chapter 116, of the compiled laws entitled "Of the probate courts."

2. An act to organize the township of Kaska, in the counties of Kalkaska and Crawford;

3. An act to amend section 2, of act No. 399, of the session laws of 1867, entitled "An act to provide for laying out and establishing a State road from Olio, in Genesee county, to Chesaning, in Saginaw county, and to appropriate certain non-resident highway taxes to aid in the construction of the same;"

4. An act to organize the township of Forsyth, in the county of Marquette;

5. An act to extend the time for the collection of taxes in the township of Wayland, county of Allegan, until March 15, 1871;

6. An act to extend the time for the collection of taxes for the year 1870, in the city of Saginaw, in the county of Saginaw;

7. Joint resolution asking Congress for an appropriation to aid in deepening and completing the channel between the waters of Lake Superior and the harbor of Eagle Harbor, in the State of Michigan;

8. Concurrent resolution instructing and requesting our Senators and Representatives in Congress to use their influence to secure such action as will extend the operation of the present existing extradition treaty between the British and United States governments.

HENRY P. BALDWIN.

The communication was laid on the table.

MESSAGE FROM THE SENATE.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, February 14, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 42, entitled

A bill to legalize the tax-roll of the township of Saugatuck, in the county of Allegan, for the year 1870;

2. Senate bill No. 44, entitled

A bill to organize the township of Grout, in the county of Gladwin;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on local taxation.

The second named bill was read a first and second time by its title, and referred to the committee on towns and counties.

On motion of Mr. Pattengell,

The House adjourned.

Lansing, Wednesday, February 15, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Bryant.

Roll called: quorum present.

Absent without leave: Mr. Andrews.

Mr. Millington asked and obtained leave of absence for Mr. Andrews, indefinitely, on account of sickness.

PRESENTATION OF PETITIONS.

By Mr. Adair: Remonstrance of Hunter Savidge, John Thompson, John B. Perham, and 39 others, citizens of Ottawa county, against the repeal of the law creating the office of county superintendent of schools;

By Mr. J. Haynes: Remonstrance of D. E. Lyon and 46 others, citizens of Isabella county, for the same purpose;

By Mr. Cherry: Remonstrance of J. A. Zimmerman, J. M. Kipp, A. Seymour, and 30 others, citizens of Barry county, for the same purpose;

Also, Remonstrance of Edwin Elliot, J. D. Spooner, D. Peck, and 39 others, citizens of Barry County, for the same purpose;

By Mr. C. B. Grant: Remonstrance of John C. Mead, Philip Bach, and 14 others, citizens of Washtenaw county, for the same purpose;

Also, Remonstrance of Horace Carpenter, Isaac Wynkeep, and L. D. Shurtleff, citizens of Washtenaw county, for the same purpose;

By Mr. Hart: Remonstrance of Wesley Emery and 116 others, citizens of Ingham county, for the same purpose;

Also, remonstrance of Eva Brewer and others, citizens of Ingham county, for the same purpose;

By Mr. Thayer: Remonstrance of P. L. Wixson, Samuel Burgess, Watson Beach, and 8 others, citizens of Sanilac county, for the same purpose;

By Mr. Roost: Remonstrance of P. Phelps and 7 others, citizens of Ottawa county, for the same purpose;

By Mr. Garfield: Remonstrance of B. A. Harlan, D. McNaughton, L. R. Atwater, W. H. Myers, L. A. Fuller, and 30 others, citizens of Kent county, for the same purpose;

Also, remonstrance of Noah P. Husted, W. H. Moon, and 16 others, citizens of Kent county, for the same purpose;

By Mr. Norris: Remonstrance of Warren Smith, Halsia Betts, and 22 others, citizens of Hillsdale county, for the same purpose;

Referred to the committee on education.

By Mr. Frost: Petition of J. B. Frost and 123 others, citizens of St. Clair county, for the repeal of the law creating the office of county superintendent of schools;

Referred to the committee on education.

By Mr. R. J. Grant: Petition of E. H. Bowen and 9 others, citizens of Barry county, for the passage of a law requiring uniformity of text-books in common schools;

By Mr. Lamb: Petition of Wm. King, Geo. Hawkins, and 50 others, citizens of Lapeer county, for the same purpose;

By Mr. C. B. Grant: Petition of Geo. L. Wheeler and 30 others, citizens of Washtenaw county, for the same purpose;

By Mr. Adsit: Petition of John B. Perham, A. Bilz, J. W. Bloodgood, and 25 others, citizens of Ottawa county, for the same purpose;

By Mr. Huff: Petition of L. R. Reynolds, E. J. March, and 16 others, citizens of Hillsdale county, for the same purpose;

Referred to the committee on education.

By Mr. J. M. Osborn: Petition of C. J. Dickinson, H. J. King, and 20 others, citizens of Hillsdale county, for the passage of a law compelling children of certain ages to attend school;

By Mr. C. B. Grant: Petition of Geo. S. Wheeler and others, citizens of Washtenaw county, for the same purpose;

By Mr. Pattengell: Petition of I. N. Hedden, Thos. P. May, and 49 others, citizens of Plymouth, for the same purpose;

By Mr. Adsit: Petition of John B. Perham and others, citizens of Ottawa county, for the same purpose;

By Mr. Garrison: Petition of E. F. Wade, E. C. More, G. W. Goodell, and 76 others, citizens of Shiawassee county, for the same purpose;

Referred to the committee on education.

By Mr. Climie: Petition of J. E. Johnson, John C. Joss, and others, citizens of St. Joseph county, asking the passage of a law authorizing boards of supervisors to purchase certain reports for the use of county and township officers;

By Mr. H. Haynes: Petition of Hon. Charles Upson and others, citizens of Branch county, for the same purpose;

Referred to the committee on towns and counties.

By Mr. C. B. Grant: Petition of F. A. Blades, R. Reid, and L. Clement, asking for a law authorizing the Superannuated Preachers' Aid Society of the Detroit Annual Conference to pay dividends to those members who reside out of the State;

Referred to the committee on religious and benevolent societies.

By Mr. C. B. Grant: Petition of C. T. Wilmot and 27 others, citizens of Washtenaw county, asking for an appropriation for a building for the University of Michigan, without proviso, and also for the establishment of a Homeopathic hospital and two professors in said University;

By Mr. Post; Petition of Rev. T. E. Bowman, L. M. Godfrey, E. A. Beebe, C. Wilkinson, Geo. M. Mitchell, and 98 others, citizens of Washtenaw county, for the same purpose;

Referred to the committee on State affairs.

By Mr. Montgomery: Petition of E. A. Foote, P. T. Vanzile, and 8 others, members of the bar of Eaton county, asking for the submission of a constitutional amendment increasing the salaries of circuit judges;

Referred to the committee on judiciary.

By Mr. Adsit: Petition of C. B. Reynolds, H. A. Reed, John H. Newcomb, Martin Walsh, and 48 others, citizens of Ottawa county, asking the same rights be extended to married men as are now extended to married women in regard to the conveyance of real estate;

Referred to the committee on State affairs.

By Mr. Pattengell: Petition of the board of trustees of the First Presbyterian Society of Plymouth, for the passage of a law allowing them to mortgage their church property;

Referred to the committee on religious and benevolent societies.

By Mr. Thayer: Petition of G. C. Fraser, Thos. Gibson, H. Oldfield, and 72 others, citizens of Sanilac county, asking for an appropriation of non-resident highway taxes to improve the Port Sanilac and Tuscola State road;

Referred to the committee on roads and bridges.

By Mr. Riford: Petition of Chas. W. Harris, Wellington Stewart, and 36 others, fruit-growers of Berrien county, asking the passage of a law protecting fruit-growers against contagious diseases;

Referred to the committee on agriculture.

By Mr. Gray: Petition of Hollis Hilton, John B. Prescott, Sylvester Hills, and 10 others, citizens of Clare county, asking for the organization of the town of Winterfield, in said county;

Referred to the committee on towns and counties.

By Mr. Gray: Petition of Geo. L. Hitchcock, J. D. Slater, H. A. Brubaker, and 15 others, citizens of Clare county, asking for the organization of the town of Surrey, in said county.

By Mr. Houseman: Petition of S. D. Alder, and 95 others, citizens of Kent county, asking the Legislature to constitute Kent and Barry counties into one judicial circuit;

Referred to the committee on judiciary.

By Mr. Cochrane: Remonstrance of Geo. E. Hand, A. W. Campau, and others, of Wayne county, against the repeal of the present drain law;

Referred to the committee on drainage.

By Mr. Millington: Petition of T. H. Calam, F. Wells, L. O. Hammond, E. H. Sheldon, and 54 others, citizens of St. Joseph county, praying for the enactment of a law for the increase of fish in waters of this State by protection and by propagation;

Referred to the committee on fisheries.

By Mr. Watkins: Petition of Wm. Mathews, Hon. Thos. Shepherd, Dr. G. B. Nichols, and 55 others, citizens of Martin, Allegan county, asking that the death penalty for the crime of murder be restored;

Referred to the committee on State affairs.

By Mr. N. R. Hill: Petition of Olney H. Richmond, D. W. Dailey, and 108 others, citizens of Pierson, Montcalm county, asking for the organization of a new county, to be known as the county of Russell;

Also, petition of S. Cook, Wm. Vanlen, and 76 others, citizens of Ensley, Newaygo county, for the same purpose;

Referred to the committee on towns and counties.

REPORTS OF STANDING COMMITTEES.

By the committee on drainage:

The committee on drainage, to whom was referred

A bill to amend sections 4, 11, 14, 20, 26, and 29, of act No. 43, session laws of 1869, being an act to provide for the drainage of swamps, marshes, and other low lands, approved March 22d, 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it be printed and placed upon the general order, and ask to be discharged from the further consideration of the subject.

GEO. I. BROWN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Copley,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on local taxation:

The committee on local taxation, to whom was referred

A bill to provide for laying out and constructing a State road from the northern terminus of the Ovid and St. Charles State road northerly, to intersect the St. Louis and Saginaw

plank road, and appropriating certain non-resident highway taxes for the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on local taxation:

The committee on local taxation, to whom was referred

A bill giving the auditors of Wayne county a salary,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. H. CRANE, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on local taxation:

The committee on local taxation, to whom was referred

Senate bill No. 42, entitled

A bill to legalize the tax-roll of the township of Saugatuck, in the county of Allegan, for the year 1870,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, recommending that it do pass, and ask to be discharged from the further consideration of the subject.

A. H. CRANE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill appropriating certain non-resident highway taxes for the improvement of the Port Sanilac and Tuscola State road.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

JOHN WALKER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Roost,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to confer upon commissioners of highways and street commissioners certain powers in relation to gravel and plank roads,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

JOHN WALKER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. McGonegal,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to provide for laying out, and establishing, and construction of the Wah-je-me-ga and Sebawaing State road, and asking an appropriation of non-resident highway tax for the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Rood,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed referred to the committee of the whole, and placed on the general order.

By the committee on education:

The committee on education, to whom was referred

A bill to organize the union school district of the township of Rogers, in the county of Alpena,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill do pass, as so amended, and ask to be discharged from the further consideration of the subject.

OSCAR ADAMS, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Moshier,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education :

The committee on education, to whom was referred

A bill to organize the union school district of the township of Osseneke, in the county of Alpena,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with certain amendments, and recommend that the amendments be concurred in, and that the bill when so amended, do pass, and ask to be discharged from the further consideration of the subject.

OSCAR ADAMS, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. J. Haynes,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations :

The committee on banks and incorporations, to whom was referred

A bill to incorporate the village of Cedar Springs, in the county of Kent, State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. N. R. Hill,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to authorize the city of Monroe, in the county of Monroe, to borrow money for bridge purposes within said city, and to issue bonds therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill relative to the construction of acts legalizing taxes, assessment, and tax or assessment rolls,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill to amend section 7, of chapter 65, of the revised statutes of 1845, being section 2726, chapter 88, of the compiled laws.

entitled "Of alienation by deed, and the proof and recording of conveyances, and the canceling of mortgages,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, Jr., *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill making the actions of trespass and trespass on the case transitory in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, Jr., *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was recommitted House bill No. 10, entitled

A bill to amend section six, of chapter one hundred and forty, of the revised statutes of eighteen hundred and forty-six, being section five thousand three hundred and sixty-six of the compiled laws, relative to limitations of personal actions,

To which was pending an amendment made by the Senate, respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, recommending that the House do not concur in

said amendment, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, Jr., *Chairman*.

Report accepted and committee discharged.

Mr. Holt moved that the House concur in the recommendation of the committee ;

Which motion prevailed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adam,	Mr. C. B. Grant,	Mr. Minne,
Adams,	R. J. Grant,	P. Mitchell,
Adsit,	Gorman,	W.H.C. Mitchell,
Atwood,	Gray,	Montgomery,
Barnaby,	Green,	Moshier,
Bates,	Grosvenor.	Norris,
Brockway,	Haack,	C. Y. Osburn,
Brown,	Harris,	J. M. Osborn,
Cameron,	Hart,	Pearl,
Chamberlain.	H. Haynes,	Pattengell,
Cherry,	J. Haynes,	Phillips,
Childs,	Hazen,	Pierson,
Clement.	N. R. Hill,	Post,
Climie,	S. W. Hill,	Priest,
Oochrane,	Holland,	Riford.
Congdon,	Holt,	Rood,
Copley,	Houseman.	Roof,
Coulter,	Huff,	Roost,
Crane,	Hughes,	Ross,
Crofoot,	Hurlbut,	Smith,
Dalton,	Huston,	Sumner,
Doty,	Kellogg,	Thayer,
Edwards.	Knapp,	Tobey,
Fenton,	Lamb,	Van Scoy.
Ferris,	Little,	Walker,
Ferry,	McGonegal,	Watkins,
Frost,	E. R. Miller,	Webster,
Garfield,	N. L. Miller,	Wells,
Garrison,	R. C. Miller,	Williams,
Gibson,	Millington,	Speaker,
Gillam,		

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NAYS.

Mr. Greusel,

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By the committee on judiciary :

The committee on judiciary, to whom was referred

Joint resolution authorizing the Commissioner of the State Land Office to issue two certificates of sale of certain primary school lands to Patrick Daily, of Lansing city, Ingham county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary respectfully report the following entitled bill :

A bill to amend act No. 147, of the session laws of 1869, entitled "An act to amend section 1666, being section 8, of chapter 52, of the compiled laws, relative to the manufacture and sale of intoxicating drinks as a beverage,"

Recommending that the bill do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

The bill was read a first and second time by its title, ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment :

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills :

House manuscript bill, entitled

A bill to incorporate the village of Caro, in the county of Tuscola ;

Also, House bill No. 63, entitled

A bill to amend section three, of chapter seventy-seven, of the revised statutes of 1846, the same being section 3041, of chapter 101, of the compiled laws, relating to the sale of lands for the payment of debts by executors, administrators, and guardians;

Also, House bill No. 64, entitled

A bill to amend section thirty-nine, of chapter ninety-one, of the revised statutes of 1846, the same being section 3645, of chapter 116, of the compiled laws, relating to probate courts;

Also, House bill No. 39, entitled

A bill to amend section 214, of an act entitled "An act to amend chapter 93, of the revised statutes of 1846, entitled 'Of courts of justices of the peace,'" approved February 13, 1855, being section 3866, of chapter 117, of the compiled laws;

Also, House bill No. 59, entitled

A bill to amend an act entitled "An act to incorporate the village of Nashville," approved March 26th, 1869, by adding three new sections thereto, to stand as sections 65, 66, and 67;

Also, House bill No. 34, entitled

A bill to amend sections one and six, of act number 406, of the session laws of 1869, approved April 2, 1869, being an act appropriating certain non-resident highway taxes to aid in constructing a ditch or drain from a point on Elk Creek, in the county of Sanilac, to a point on the Lexington and Lapeer State road, in Sanilac county;

Also, House bill No. 49, entitled

A bill to aid in the construction of that part of the Cass river and Bay City State road, established under act No. 345, of laws of 1865, between the forks of Cass river and Unionville, in Tuscola county, and making an appropriation of swamp land therefor.

JNO. F. COULTER, *Acting Chairman.*

Report accepted.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, February 14, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House manuscript bill, entitled

A bill to incorporate the city of Marquette,

And to inform the House that the Senate has amended the same as follows:

1. By striking out in section 6, chapter 5, the words "saloon keeper," wherever they occur;

2. By inserting in line 2, section 14, chapter 6, after the word "justices," the words, "for violation of penal laws;" also, by striking out in same line the word "city," and inserting the word "county," in place thereof; also, by inserting after the word "treasury," in line three, same section, the words, "on the first Monday in each month, and all other fines, penalties, and forfeitures recovered by any of said justices, shall when collected, be paid into the city treasury;" also, in line 12, same section, by inserting after the word "forfeitures," the words, "and to be paid into the city treasury;"

3. By inserting after the word, "thereof," in line 6, section 3, chapter 8, the words, "and not at the price it would sell for at a forced auction sale;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

Mr. S. W. Hill moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Adam,	Mr. Gillam,	Mr. Millington,
Adams,	C. B. Grant,	Minne,
Adsit,	R. J. Grant,	P. Mitchell,
Atwood.	Gorman,	W.H.C. Mitchell,
Bates,	Gray,	Montgomery.
Brockway.	Green,	Norris,
Brown,	Greusel,	J. M. Osborn,
Cameron,	Grosvenor,	Pearl
Chamberlain.	Haack,	Pattengell,
Cherry,	H. Haynes,	Phillips,
Childs,	J. Haynes,	Pierson,
Clement.	Haywood,	Post,
Climie,	Hazen,	Priest,
Cochrane.	N. R. Hill,	Riford,
Congdon.	S. W. Hill.	Roof,
Copley,	Holt,	Roost,
Coulter,	Houseman.	Ross,
Crane,	Huff,	Runyan,
Crofoot.	Hughes,	Smith,
Dalton,	Hurlbut,	Sumner,
Doty,	Huston,	Thayer,
Edwards.	Kellogg,	Tobey,
Fenton.	Knapp,	Walker,
Ferris,	Lamb,	Watkins.
Ferry,	Little,	Webster,
Frost,	McGonegal,	Wells,
Garfield.	E. R. Miller,	Williams,
Garrison.	N. L. Miller,	Speaker.
Gibson,	R. C. Miller.	

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NAYS.

0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, February 14, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 56, entitled

A bill to incorporate the village of Vassar.

And to inform the House that the Senate has amended the same by inserting in line 6, of section 15, after the word "cause" the words "to be sold ;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

Mr. Huston moved that the House concur in the amendments made to the bill by the Senate ;

Which motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Adam,	Mr. C. B. Grant,	Mr. Minne,
Adams,	R. J. Grant,	W.H.C. Mitchell.
Adsit,	Gorman,	Montgomery,
Atwood,	Gray,	Moshier,
Bates,	Green,	Norris,
Brockway.	Greusel,	J. M. Osborn,
Brown,	Grosvenor.	Pearl,
Cameron,	Haack,	Pattengell,
Chamberlain.	H. Haynes,	Phillips,
Cherry,	J. Haynes,	Pierson.
Childs,	Haywood,	Post,
Clement,	Hazen,	Priest,
Climic,	N. R. Hill,	Riford,
Congdon.	Holland,	Roof,
Copley,	Holt,	Ross,
Coulter.	Houseman.	Roost,
Crane,	Huff,	Runyan,
Crofoot,	Hurlbut,	Smith,
Dalton,	Huston,	Sumner,
Doty,	Kellogg,	Thayer,
Edwards.	Knapp,	Tobey,
Fenton,	Lamb,	Van Scoy,
Ferris,	Little,	Watkins,
Ferry,	McGonegal,	Webster,
Garfield,	E. R. Miller,	Wells,
Garrison,	N. L. Miller.	White,

Mr. Gibson, Gillam,	Mr. R. C. Miller, Millington,	Mr. Williams, Speaker,	84
NAYS.			0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, February 14, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bills:

1. House bill No. 13, entitled

A bill to incorporate the village of Bronson;

2. House bill No. 24, entitled

A bill respecting the collection of a certain ditch tax in the township of Lapeer, county of Lapeer, for the year 1870, and for the re-assessment of the same;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,
Secretary of the Senate.

The bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, February 14, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 43, entitled

A bill to provide a punishment for the unlawful taking of logs, masts, and spars;

Which has passed the Senate by a majority vote of all the

Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on lumber interests.

NOTICES.

Mr. Riford gave notice that on some future day he would ask leave to introduce

A bill to amend section 2 of an act approved March 28, 1849, being section 4778, in chapter 14 of the compiled laws, entitled "Of proceedings against garnishees."

Mr. Gray gave notice that on some future day he would ask leave to introduce

A bill to organize the township of Winterfield, in Clare county.

Mr. Gray gave notice that on some future day he would ask leave to introduce

A bill to organize the township of Surrey, in Clare county.

Mr. C. B. Grant gave notice that on some future day he would ask leave to introduce

A bill entitled "An act to authorize the Superannuated Preachers' Aid Society, of the Detroit Annual Conference, to pay dividends to claimants who may reside out of the State of Michigan.

Mr. Sumner gave notice that on some future day he would ask leave to introduce

A bill to provide for publishing the statistics of the State of Michigan by authority of the United States, in the year 1870; also, for publishing the social statistics of Michigan, collected under the authority of act No. 4, of the law passed at the extra session of the Legislature of this State, in the year 1870.

Mr. Huff gave notice that on some future day he would ask leave to introduce

A bill to detach certain territory from the city of Hillsdale, and add the same to the township of Hillsdale.

Mr. Pierson gave notice that on some future day he would ask leave to introduce

A bill to amend section 3694, in chapter 117, of the compiled laws, in relation to garnishees in justices courts.

Mr. Holland gave notice that on some future day he would ask leave to introduce

A bill to amend an act entitled "An act to amend chapter 126, of the revised statutes of 1846, being chapter 154 of the compiled laws, by adding a new section thereto, relating to miners' liens upon mining property," approved March 27, 1867.

Mr. Barnaby gave notice that on some future day he would ask leave to introduce

A bill providing for laying out a State road in Isabella county, and appropriating certain non-resident highway taxes for the construction of the same.

Mr. W. H. C. Mitchell gave notice that on some future day he would ask leave to introduce

A bill to organize the township of Branch, in the county of Mason.

Mr. Pattengell gave notice that on some future day he would ask leave to introduce

A bill to empower the trustees of the First Presbyterian Society of Plymouth, at Northville, Wayne county, to mortgage their church property.

Mr. McGonegal gave notice that on some future day he would ask leave to introduce

A bill to provide for the incorporation of trust, deposit, and security companies;

Also,

A bill to provide for a board of public works in the city of Detroit.

Mr. Huston gave notice that on some future day he would ask leave to introduce

A bill to exempt the county of Tuscola, in the State of Michigan, from the operation of act No. 43, of the session laws of 1869, being an act entitled "An act to provide for the drainage of swamps, marshes, and other low lands."

Mr. Moshier gave notice that on some future day he would ask leave to introduce

A bill to repeal act No. 271, of the session laws of 1848, entitled "An act to incorporate the Flint and Fentonville plank road company," approved April 3, 1848.

Mr. R. C. Miller gave notice that on some future day he would ask leave to introduce

A bill asking an appropriation of swamp land for the Greenville and Bloomer State road, in Montcalm county.

Mr. Montgomery gave notice that on some future day he would ask leave to introduce

A bill to authorize justices of the peace of Hamlin township, Eaton county, to hold courts at any place within the corporate limits of the village of Eaton Rapids;

Also,

A bill to amend act No. 147, of the session laws of 1869, being an act entitled "An act to amend section one thousand six hundred and sixty-six of the compiled laws, being section eight of chapter 52 of the compiled laws, relative to the manufacture and sale of intoxicating drinks as a beverage," approved April 5, 1869;

Also,

A bill to amend act No. 75, of the session laws of 1867, being an act entitled "An act to exempt soldiers, sailors, and marines from the payment of a capitation or poll tax," approved March 21st, 1867.

INTRODUCTION OF BILLS.

Mr. Riford, previous notice having been given, and leave being granted, introduced

A bill to legalize the action of the trustees of the First Baptist church and society of Benton Harbor;

The bill was read a first and second time by its title, and referred to the committee on religious and benevolent societies.

Mr. Riford, previous notice having been given and leave being granted, introduced

A bill to provide for the sale of perishable property ;

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hart, previous notice having been given and leave being granted, introduced

A bill to provide for laying out and establishing a State road, to be known as the Meridian State road, and appropriating certain swamp lands for the construction of the same ;

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Little, previous notice having been given, and leave being granted, introduced

A bill relative to certain cemetery property within the city of Saginaw, in Saginaw county.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Watkins, previous notice having been given, and leave being granted, introduced

A bill to change the name of George F. Carney to George F. Powers, and that he be constituted heir-at-law of J. S. Powers.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. McGonegal, previous notice having been given, and leave being granted, introduced

A bill to provide for the incorporation of St. Jean Baptiste societies.

The bill was read a first and second time by its title, and referred to the committee on religious and benevolent societies.

Mr. McGonegal, previous notice having been given and leave being granted, introduced

A bill to amend an act entitled " An act to revise the charter

of the city of Detroit," approved February 5, 1857, as amended by the several acts amendatory thereof.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Pattengell, previous notice having been given and leave being granted, introduced

A bill to provide for the division of the township of Plymouth, Wayne county, into two election districts, for general election purposes.

The bill was read a first and second time by its title, and referred to the committee on elections.

Mr. Hazen, previous notice having been given and leave being granted, introduced

A bill to amend section 18, of act No. 76, of the session laws of 1861, the same being section 3941 of the compiled laws, as amended by said act 76, in relation to costs in criminal cases.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Roost, previous notice having been given and leave being granted, introduced

A bill to amend act No. 353, of the session laws of 1867, being an act entitled an act to set off and incorporate a portion of the townships of Grand Haven and Spring Lake, in the county of Ottawa, into a city by the name of the city of Grand Haven, by the addition of a new section, to stand as section 89.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Brown, previous notice having been given and leave being granted, introduced

A bill to amend the charter of the city of Battle Creek.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. N. R. Hill, previous notice having been given and leave being granted, introduced

A bill to organize the county of Russell.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Garfield, previous notice having been given and leave being granted, introduced

A bill to amend section 47, and repeal sections 41, 42, 43, 48, 52, and 53, of act 148, of the session laws of 1869, being an act to revise and consolidate the several acts relating to the support and maintenance of poor persons, approved April 5, 1869.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Millington, previous notice having been given and leave being granted, introduced

A bill to amend sections 3 and 4, of chapter 27, of the revised statutes of 1846, "Of the erection, repairing, and preservation of bridges," being section 1101 of the compiled laws.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Minne, unanimous consent being given, introduced

A bill to amend section 5 of an act entitled "An act to provide for the incorporation of co-operative and mutual benefit associations," approved April 3, 1869, being act No. 104, of the session laws of 1869.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Olimie, previous notice having been given and leave being granted, introduced

A bill to repeal act No. 52 of the session laws of 1846, entitled "An act to authorize Amos Bronson and Elisha Doan to erect a dam across the St. Joseph river, in the county of St. Joseph," approved April 7, 1846, and to authorize Edwin Stewart, Lewis B. Lyman, Hosea Barnebee, Abram H. Voorhees, and Gersham P. Doan to erect and maintain a dam across the St. Joseph river, in the county of St. Joseph.

The bill was read a first and second time by its title, and referred to the committee on internal improvements.

Mr. Cochrane, unanimous consent being given, introduced

A bill to define the rights of holders of title of real estate in certain cases.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Cochrane, previous notice having been given and leave being granted, introduced

A bill to amend an act entitled "An act to regulate express companies, and their agents, and individuals prosecuting the express business not incorporated by the State of Michigan," approved March 27, 1867.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Ferry, previous notice having been given and leave being granted, introduced

A bill to amend act No. 187, of session laws of 1859, being section 5644 of the compiled laws, and to repeal act No. 15 of session laws of 1862, and act No. 79 of session laws of 1863, relative to estates of deceased persons.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

THIRD READING OF BILLS.

House bill No. 81, entitled

A bill to provide for the laying out and establishing the Almer and Fair Grove State road, and making an appropriation of non-resident highway tax for the construction of the same,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,
Adams,
Adsit,
Atwood,

Mr. Gorman,
Green,
Grossel,
Grosvenor,

Mr. W.H.C. Mitchell,
Montgomery,
Moshier,
Norris,

Mr. Barnaby,	Mr. Haack,	Mr. C. Y. Osburn,
Brockway,	Hart,	J. M. Osborn,
Brown,	H. Haynes,	Pearl,
Cameron,	J. Haynes,	Pattengell,
Chamberlain,	Haywood,	Phillips,
Clement,	Hazen,	Pierson,
Climie,	N. R. Hill,	Post,
Cochrane,	S. W. Hill,	Priest,
Congdon,	Holland,	Riford,
Copley,	Houseman.	Rood,
Coulter,	Huff,	Roof,
Crane,	Hughes,	Roost,
Crofoot,	Hurlbut,	Ross,
Dalton,	Huston,	Runyan,
Doty,	Kellogg,	Smith,
Edwards,	Knapp.	Sumner,
Fenton,	Lamb,	Thayer,
Ferris,	Little,	Tobey,
Ferry,	McGonegal,	Van Scoy,
Frost,	E. R. Miller,	Walker,
Garfield,	N. L. Miller,	Watkins,
Garrison,	R. C. Miller,	Webster,
Gibson,	Millington,	Wells,
C. B. Grant,	Minne,	White,
R. J. Grant,	P. Mitchell,	Speaker,

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Mr. Gillam, Mr. Williams, 2

Title agreed to.

On motion of Mr. Huston,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 83, entitled

A bill to repeal act No. 402, of the session laws of 1869, entitled, "An act to provide for laying out and establishing a State road in the counties of Macomb and St. Clair, "

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. N. L. Miller moved to lay the bill on the table ;

Which motion prevailed.

House bill No. 85, being

A bill to amend section 7, of chapter 19, of compiled laws,

as amended by act number 71, of the session laws of 1869, relating to the duties of overseers of highways,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Coulter moved to amend the bill by adding the following thereto :

“Provided further, Any person or persons holding such certificate should sell the real estate upon which said tax was assessed, said certificate shall be transferable to such person or persons who may purchase such real estate, and accredited to them on their road tax ;”

Which motion did not prevail.

Mr. E. R. Miller moved to recommit the bill to the committee on roads and bridges ;

Which motion prevailed.

House joint resolution No. 9, entitled

Joint resolution asking the Congress of the United States for a grant of lands to aid in the construction of a railroad from the Straits of Mackinaw *via* Marquette and the head of Keweenaw Bay, to the Montreal river,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adam,	Mr. R. J. Grant,	Mr. P. Mitchell,
Adams,	Gorman,	W.H.C. Mitchell,
Adsit,	Green,	Montgomery,
Atwood,	Greusel,	Moshier,
Barnaby,	Grosvenor,	Norris,
Bates,	Haack,	C. Y. Osburn,
Brockway,	Harris,	J. M. Osborn,
Brown,	Hart,	Pearl,
Cameron,	H. Haynes,	Pattengell,
Chamberlain,	J. Haynes,	Phillips,
Cherry,	Haywood,	Pierson,
Childs,	Hazen,	Post,
Clement,	N. R. Hill,	Priest,
Olimie,	S. W. Hill,	Riford,
Cochrane,	Holland,	Rood,
Copley,	Houseman,	Roof,

Mr. Coulter,	Mr. Huff,	Mr. Roost,
Crane,	Hughes,	Ross,
Crofoot,	Hurlbut,	Runyan,
Doty,	Huston,	Smith,
Edwards,	Kellogg,	Sumner,
Fenton,	Knapp,	Thayer,
Ferry,	Lamb,	Van Scoy,
Ferris,	Little,	Walker,
Frost,	McGonegal,	Watkins,
Garrison,	E. R. Miller,	Webster,
Gibson,	R. C. Miller,	Wells,
Gillam,	Millington,	White,
C. B. Grant,	Minne,	Speaker, 87

NAYS.

Mr. Congdon,	Mr. Garfield,	Mr. N. L. Miller, 3
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Title and preamble agreed to.

House joint resolution No. 10, entitled

Joint resolution authorizing the administrator of the estate of David Duncan, deceased, to sell the same and to appropriate the proceeds, after paying the debts of the estate, to erect a monument to be placed at his grave ;

Was read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adam,	Mr. Garfield,	Mr. Millington,
Barnaby,	Gibson,	Minne,
Bates,	C. B. Grant,	P. Mitchell,
Brockway,	R. J. Grant,	W.H.C. Mitchell,
Chamberlain,	Gorman,	Montgomery,
Childs,	Green,	Moshier,
Climie,	Greusel,	Norris,
Congdon,	Harris,	C. Y. Osburn,
Copley,	Hart,	Pattengell,
Coulter,	J. Haynes,	Priest,
Crane,	Hazen,	Riford,
Crofoot,	S. W. Hill,	Roof,
Doty,	Holland,	Runyan,
Fenton,	Houseman,	Smith,
Ferris,	Huff,	Webster,
Ferry,	Little,	Wells, 48

NAYE.

Mr. Adams,	Mr. Hughes,	Mr. Post,
Adsit,	Hurlbut,	Rood,
Brown,	Huston,	Roost,
Cameron,	Kellogg,	Ross,
Clement,	Knapp,	Sumner,
Cochrane,	Lamb,	Thayer,
Dalton,	McGonegal,	Tobey,
Frost,	E. R. Miller,	Van Scoy,
Garrison,	R. C. Miller,	Walker,
Gillam,	J. M. Osborn,	Watkins,
Haack,	Pearl,	White,
H. Haynes,	Phillips,	Williams,
Haywood,	Pierson,	Speaker,
N. R. Hill,		

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On motion of Mr. Pattengell,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

Mr. Adams asked and obtained leave of absence for Mr. Phillips until Monday next, on account of sickness.

MOTIONS AND RESOLUTIONS.

Mr. Grosvenor moved to discharge the committee of the whole from the further consideration of House bill No. 43, entitled

A bill to authorize the election of a township drain commissioner in each organized town, and to authorize them to locate, establish, and construct ditches, drains, and water-courses in their respective towns, and to repeal all other drainage laws in relation thereto;

Also, House bill No. 80, entitled

A bill for the improvement of the sanitary condition of the people of the State of Michigan, by the drainage of swamps, marshes, and other low lands.

Mr. Copley moved to amend the motion by adding House bill No. 117, entitled

A bill to amend sections 4, 11, 14, 20, 26, and 29, of act No 43, of laws of 1869, being "An act to provide for the draining of swamps, marshes, and other low lands," approved March 22d, 1869;

Which motion prevailed.

The motion of Mr. Grosvenor, as amended, then prevailed.

Mr. Grosvenor moved that the consideration of the bill be made the special order for to-morrow at 2 P. M.

Mr. Adams moved to amend by making the time Tuesday next at 2 P. M.

Mr. J. Haynes moved to amend the amendment by making the time Friday, of next week, at 2 P. M.;

Which motion prevailed.

The motion, as amended, then prevailed.

Mr. Hazen offered the following:

Resolved, That the rule requiring one day's notice of the introduction of bills be suspended for the remainder of the session;

Which was not adopted.

Mr. Millington moved to take from the table the following resolution:

Resolved (the Senate concurring), That a committee of five be appointed, with instructions to inquire of the board of trustees of the Institution for the education of the deaf and dumb, and blind, at Flint, and learn from them, or otherwise, the items of receipts and disbursement of certain public money by them as reported in their annual report of 1869 and 1870, and make report to this House of their doings under this resolution, with all practical dispatch, and said committee are hereby authorized to send for such persons and papers as may be necessary to obtain the desired information;

Which motion prevailed.

Mr. Millington offered the following as a substitute for the resolution :

Resolved, That the standing committee of the House for the Deaf and Dumb, and the Blind Asylum be instructed to inquire of the board of trustees of the Institution for the education of the deaf, and dumb, and blind at Flint, and learn from them, or otherwise, the items of receipts and disbursement of certain public money by them as reported in their annual report of 1869 and 1870, and make report to this House of their doings under this resolution, with all practical dispatch, and said committee are hereby authorized to send for such persons and papers as may be necessary to obtain the desired information ;

Which was adopted.

The resolution, as amended by the substitute, was then adopted.

Mr. S. W. Hill offered the following :

Resolved, That the report of the Auditor General, in relation to the specific taxes on copper and iron mining corporations, made to this House on the 11th instant, be referred to the committee on State affairs, for the further investigation of the subject therein contained;

Which was adopted.

Mr. Hart offered the following :

Resolved, That the committee on drainage be discharged from the consideration of the petition of citizens of the township of Delhi, in the county of Ingham, in relation to a certain ditch, and that the same be referred to the committee on local taxation ;

Which was adopted.

Mr. Huston moved to take from the table House bill No. 29, entitled

A bill to repeal act No. 43, of the session laws of 1869, being an act entitled, "An act to provide for the drainage of swamps, marshes, and other low lands.

Which motion prevailed.

Mr. J. Haynes moved that the consideration of this bill be made the special order for Friday afternoon of next week, in connection with the other bills on the subject of drainage;

Which motion did not prevail.

The House then concurred in the amendments made to the bill by the committee of the whole.

On motion of Mr. Huston,

The bill was put on its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adams,	Mr. H. Haynes,	Mr. J. M. Osborn,
Adsit,	Haywood,	Pearl,
Atwood,	Hazen,	Pierson,
Barnaby	N. R. Hill,	Post,
Bates,	Holland,	Priest,
Cherry,	Houseman,	Rood,
Clement,	Huff,	Roost,
Olimie,	Huston,	Ross,
Congdon,	Kellogg,	Runyan,
Coulter.	Lamb,	Sumner,
Doty,	Little,	Thayer,
Ferry,	McGonegal,	Tobey,
Frost,	N. L. Miller,	Van Scoy,
Garfield,	R. C. Miller,	Walker,
Garrison,	Millington,	Watkins,
R. J. Grant,	Minne,	Webster,
Gorman,	P. Mitchell,	Wells,
Grosvenor,	Moshier,	White,
Haack,	Norris,	Williams,

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Mr. Adam,	Mr. Edwards,	Mr. Hughes,
Brockway,	Ferris,	Hurlbut,
Brown,	Gibson,	Knapp,
Cameron,	Gillam,	E. R. Miller,
Chamberlain.	C. B. Grant.	W.H.C. Mitchell,
Childs,	Gray,	Montgomery,
Cochrane.	Green,	Pattengell,
Copley,	Greusel,	Riford,
Crane,	Hart,	Roof,

Mr. Crofoot,
Dalton,

Mr. J. Haynes,
S. W. Hill,

Mr. Speaker,

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Title agreed to.

Mr. Holland offered the following:

Resolved, That the use of this hall be granted to the Republican State Convention, from and after 11 o'clock A. M., on Thursday, February 23, 1871, that being the date appointed for the holding of said Convention;

Which was adopted.

Mr. Hart offered the following:

Resolved, That the use of this hall be granted to the Democratic State Convention, from and after 11½ o'clock A. M., on the 21st day of February, 1870, that being the date for the holding of said Convention;

Which was adopted.

MESSAGES FROM THE SENATE.

The Speaker, unanimous consent being given, announced the following:

SENATE CHAMBER,
Lansing, February 15, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following joint resolution :

Senate manuscript joint resolution, entitled

Joint resolution requesting the Representatives from this State in Congress, to urge the passage by Congress of a bill now pending therein, to extend the time for the completion of the Flint and Pere Marquette railway;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The joint resolution was read a first and second time by its title, and,

On motion of Mr. J. Haynes,

The rules were suspended, and the joint resolution was placed on its immediate passage.

The joint resolution was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. J. Haynes moved to amend the joint resolution by adding the following thereto:

"*Resolved*, That his Excellency the Governor be requested to transmit copies of the foregoing preamble and resolutions to each of our Representatives in Congress;"

Which motion prevailed.

The joint resolution was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. C. B. Grant,	Mr. P. Mitchell,
Adams,	R. J. Grant,	W.H.C. Mitchell,
Adsit,	Green,	Montgomery,
Atwood,	Greusel,	Moshier,
Barnaby,	Grosvenor,	Norris,
Bates,	Haack,	J. M. Osborn,
Brockway,	Hart,	Pearl,
Brown,	H. Haynes,	Pattengell,
Cherry,	J. Haynes,	Pierson,
Childs,	Haywood,	Post,
Clement,	Hazen,	Priest,
Climie,	N. R. Hill,	Riford,
Cochrane,	S. W. Hill,	Rood,
Congdon,	Holland,	Roof,
Copley,	Houseman,	Roost,
Coulter,	Huff,	Ross,
Crane,	Hughes,	Runyan,
Crofoot,	Hurlbut,	Sumner,
Dalton,	Huston,	Thayer,
Doty,	Kellogg,	Tobey,
Edwards,	Knapp,	Van Scoy,
Ferris,	Lamb,	Walker,
Ferry,	Little,	Watkins,
Frost,	McGonegal,	Webster,
Garfield,	E. R. Miller,	Wells,
Garrison,	N. L. Miller,	White,
Gibson,	R. C. Miller,	Williams,
Gillam,	Minne,	Speaker,

NAYS.

Mr. Chamberlain,

1

Title and preamble agreed to.

Mr. Huston, by unanimous consent, moved to discharge the committee of the whole from the further consideration of Senate bill No. 41, entitled

A bill to amend section 3, of act No. 16, of the session laws of 1869, entitled "An act to provide for the incorporation of the Father Mathew Total Abstinence Societies;"

Which motion prevailed.

On motion of Mr. Huston,

The bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,
Adams,
Adsit,
Atwood,
Barnaby,
Bates,
Brockway,
Brown,
Cameron,
Chamberlain,
Cherry,
Childs,
Clement,
Climie,
Cochrane,
Congdon,
Copley,
Coulter,
Crane,
Crofoot,
Dalton,
Doty,
Edwards.
Ferris,
Ferry,

Mr. Gibson,
Gillam,
C. B. Grant,
R. J. Grant.
Gorman,
Green,
Greusel,
Grosvenor,
Haack,
Hart,
H. Haynes,
J. Haynes,
Haywood,
Hazen,
N. R. Hill,
Holland,
Houseman.
Huff,
Hughes,
Hurlbut,
Huston,
Kellogg,
Knapp,
Lamb,
Little,

Mr. N. L. Miller,
R. C. Miller,
Millington,
Minne,
P. Mitchell,
W. H. O. Mitchell,
Montgomery,
Moshier,
Norris,
J. M. Osborn,
Pearl,
Pattengell,
Pierson,
Post,
Priest,
Rood,
Roof,
Roost,
Runyan,
Thayer,
Tobey,
Van Scoy,
Walker,
Watkins,
Wells,

Mr. Frost, Garfield, Garrison,	Mr. McGonegal, E. R. Miller,	Mr. White, Speaker,	82
NAYS.			0

Title agreed to.

On motion of Mr. Huston,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

GENERAL ORDER.

On motion of Mr. Brockway,

The House went into committee of the whole, on the general order,

Mr. Atwood in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bill:

1. House bill No. 76, entitled

A bill to provide for the better security of mechanics and other persons furnishing labor or materials for the erection, altering, repairing, beautifying, or ornamenting of buildings in the State of Michigan,

And have directed their chairman to report the same back to the House, with the recommendation that it be referred to the committee on judiciary.

The committee of the whole have also had under consideration the following entitled bills:

2. House bill No. 78, entitled

A bill making appropriation for the erection of a new hall for the University of Michigan;

3. House bill No. 87, entitled

A bill to legalize the first charter election held in the village of Plainwell, on the 29th day of March, A. D. 1869; also the acts of the village board, assessor, and marshal, of said village, for the years 1869, 1870, 1871;

4. House bill No. 88, entitled

A bill to provide for an insurance on the State library;

5. House bill No. 90, entitled

A bill to authorize the Cass county agricultural society to sell their fair grounds;

6. House bill No. 91, entitled

A bill to amend an act entitled "An act to incorporate the village of Plainwell, in the county of Allegan," approved March 26, 1869;

7. House bill No. 92, entitled

A bill to provide for the levying and collecting of a school tax in fractional school district No. 6, in the townships of Wright and Tallmadge, in the county of Ottawa;

8. House bill No. 94, entitled

A bill for laying out and establishing a road in town three north, of range eleven west;

9. House bill No. 95, entitled

A bill to amend section 5, of chapter 58, of the compiled laws of 1857, in relation to "Charitable societies;"

10. House bill No. 96, entitled

A bill to amend an act entitled "An act to incorporate the city of Pontiac," approved March 15, 1861, as amended March 18, 1865, and March 20, 1867, and March 30, 1869;

11. House bill No. 97, entitled

A bill to change the name of the First Congregational Society of Hastings, to First Presbyterian Society of Hastings;

12. House bill No. 98, entitled

A bill to amend section one of an act to amend sections 1, 7, and 26, of an act to revise the charter of the village of Hastings, approved March 22, 1867, approved February 24, 1869;

13. House bill No. 99, entitled

A bill to amend an act entitled "An act to revise the charter of the village of Wayland," being act number 366, of the session laws of the year 1869, approved March 30, 1869;

14. House bill No. 100, entitled

A bill to change the name of the Fort Street and Elmwood Railway Company;

15. House bill No. 101, entitled

A bill to authorize the township of Brighton, in the county of Livingston, to raise money by tax to pay certain bounties;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills:

16. House bill No. 86, entitled

A bill to amend section 7, of act No. 205, of the session laws of 1865, entitled "An act to provide for a tax on dogs."

17. House bill No. 93, entitled

A bill to provide for the laying out, establishing, and constructing a State road in the county of Montcalm, and appropriating certain non-resident highway taxes therefor.

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill:

18. House bill No. 89, entitled

A bill to organize the county of Lake,

And have directed their chairman to report the same back to the House, with the recommendation that it be recommitted to the committee on towns and counties.

M. M. ATWOOD, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Coulter,

The House concurred in the recommendation of the committee in regard to the first named bill, and the bill was referred to the committee on judiciary.

The second, third, fourth, fifth, sixth, seventh, eighth, ninth,

tenth, eleventh, twelfth, thirteenth, fourteenth, and fifteenth named bills were placed on the order of third reading.

On motion of Mr. Cameron,

The amendments made to the sixteenth and seventeenth named bills were concurred in, and the bills were placed on the order of third reading.

On motion of Mr. McGonegal,

The House concurred in the recommendation of the committee on the eighteenth named bill, and the bill was recommended to the committee on towns and counties.

MESSAGE FROM THE SENATE.

The Speaker, by unanimous consent, announced the following:

SENATE CHAMBER, }
Lansing, February 15, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill:

House manuscript bill, entitled

A bill to authorize school district No. 5, of the township of Millington, in the county of Tuscola, to issue bonds to aid in the construction of a school-house in said district,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

On motion of Mr. Rood,

The House adjourned.

Lansing, Thursday, February 16, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Chapman.

Roll called: quorum present.

Absent without leave: Mr. Chamberlain.

Mr. Riford asked and obtained leave of absence for Mr. Chamberlain, indefinitely, on account of sickness.

PRESENTATION OF PETITIONS.

By Mr. Walton: Petition of Isaac C. Shank, Wm. Elwinson, and 82 citizens of the county of Lenawee, asking for the repeal of the drain law;

Referred to the committee on drainage.

By Mr. Walton: Petition of F. D. Teachout, H. D. Baker, and 19 others, teachers of Lenawee county, asking the passage of a law requiring uniformity of text-books in our common schools;

By Mr. Williams: Petition of C. A. Cook and 38 others, citizens of Branch county, for the same purpose;

Referred to the committee on education.

By Mr. Walton: Petition of F. D. Teachout, H. D. Baker, and 17 others, citizens of Lenawee county, for the passage of a law compelling children to attend school;

Referred to the committee on education.

By Mr. R. C. Miller: Petition of E. H. Cornell, Horace L. Bowen, and 54 others, for the protection and propagation of fish;

Referred to the committee on fisheries.

By Mr. Bates: Petition of Myron Oatman and others, citizens of Bay county, asking for the extension of the limits of Bay City;

Referred to the committee on banks and incorporations.

By Mr. Post: Petition of D. L. Quirk, I. N. Conklin, Wm. L. D. Norris, and 28 others, citizens of Washtenaw county,

asking that State taxes on new railroads be abolished or largely reduced;

Referred to the committee on internal improvements.

By Mr. Grosvenor: Petition of M. T. White, C. G. Wade, H. F. Brown, and 32 others, asking for a chair of Homeopathy in the University;

Referred to the committee on State affairs.

By Mr. Kellogg: Remonstrance of H. H. Power and 19 others, citizens of Ionia county, against extending the corporate limits of the village of Saranac;

Referred to the committee on banks and incorporations.

By Mr. Hughes: Petition of L. E. C. Hickok, E. Hayden, E. S. Lacey, B. Warren, and others, requesting that the boards of supervisors of the several counties be authorized to direct, at the expense of their several counties, the purchase of the "Rulings and Opinions of the several Circuit Courts of the State," as published by Hon. Chas. R. Brown, judge of the ninth judicial circuit;

By Mr. Houseman: Petition of Hon. B. A. Harlan, judge of probate, attorneys and county officers of Kent county, for the same purpose;

Referred to the committee on towns and counties.

By Mr. Garrison: Petition of H. K. Waldron, Wm. Gunderman, Ed. Sheldon, and 70 others, praying for the vacation of certain portions of the Pontiac and Grand River State road;

Also, remonstrance of N. G. Phillips, M. B. Martin, Hiram Elton, and 100 others, against the vacation of certain portions of the Pontiac and Grand River State road;

Referred to the committee on roads and bridges.

By Mr. Adams: Remonstrance of E. Wood, A. T. Thurber, E. M. Hovey, and 102 others, citizens of Fenton, against being incorporated a city;

Also, remonstrance of H. Beach, J. Eagan, A. Wakeman, and 138 others, citizens of Fenton, for the same purpose;

Referred to the committee on banks and incorporations.

By Mr. Hurlbut: Petition of H. B. Babcock and 19 others, citizens of Van Buren county, for the passage of a law requiring children to attend school;

Also, petition of D. F. Glidden, W. W. Worthington, Henry Earle, and 25 others, citizens of Van Buren county, for the same purpose;

Also, petition of E. A. Phelps, H. P. Phelps, and 11 others, citizens of Van Buren county, for the same purpose;

By Mr. R. C. Miller: Petition of E. I. Blanching and 5 others, citizens of Montcalm county, for the same purpose;

Referred to the committee on education.

By Mr. Hurlbut: Petition of D. F. Glidden, J. J. Moulthreep, W. W. Worthington, and 30 others, citizens of Van Buren county, for the passage of a law requiring uniformity of text-books in common schools;

Also, petition of N. E. Reynolds, Joseph Drake, and 14 others, citizens of Van Buren county, for the same purpose;

Also, petition of H. B. Babcock and 18 others, citizens of Van Buren county, for the same purpose.

By Mr. R. C. Miller: Petition of E. I. Blanching and 5 others, citizens of Montcalm county, for the same purpose;

Referred to the committee on education.

By Mr. Garrison: Remonstrance of H. L. Cook, W. Caldwell, R. C. Sellman, and 22 others, citizens of Shiawassee county, against the repeal of the law creating the office of county superintendent of schools;

By Mr. R. C. Miller: Remonstrance of Chas. Parker and 5 others, citizens of Montcalm county, for the same purpose;

By Mr. R. J. Grant: Remonstrance of W. H. Jewell, M. F. Wheeler, and 35 others, citizens of Barry county, for the same purpose;

By Mr. Kellogg: Remonstrance of I. C. Bently and 16 others, citizens of Ionia county, for the same purpose;

By Mr. Grosvenor: Remonstrance of O. A. Critchet, A. L. Granger, E. Baldwin, M. D. Hamilton, and 144 others, citizens of Monroe county, for the same purpose;

By Mr. Hurlbut: Remonstrance of H. B. Babcock and 16 others, citizens of Van Buren county, for the same purpose;

Also, remonstrance of E. A. Phelps, H. P. Phelps, and 11 others, citizens of Van Buren county, for the same purpose;

By Mr. Copley: Petition of Joseph Harper, A. J. Smith, and 31 others, citizens of Cass county, asking for the passage of a law to protect and propagate fish in the waters of this State;

By Mr. Cochrane: Petition of F. Girardin, D. Hinchman, and 214 others, citizens of Detroit, for the same purpose;

Also, petition of A. White, B. Black, and 219 others, citizens of Wayne county, for the same purpose;

Also, petition of H. P. Bridge, M. Johnson, H. W. Beeson, and 33 others, members of the Board of Trade of the city of Detroit, for the same purpose;

Referred to the committee on fisheries.

By Mr. Ferry: Remonstrance of C. C. Hinman and 271 others, citizens of Sparta township, Kent county, against any division of said county;

Also, remonstrance of Hon. Wm. R. Davis and 125 others, citizens of Oakfield township, Kent county, for the same purpose;

Also, remonstrance of J. J. Ely and 227 others, citizens of Algona township, Kent county, for the same purpose;

Also, remonstrance of Geo. E. Sanders and 118 others, citizens of Courtland township, Kent county, for the same purpose;

Also, remonstrance of the board of supervisors of Kent county, for the same purpose;

Also, remonstrance of Hon. Jas. Dockeray and 75 others, citizens of Kent county, for the same purpose:

Also, remonstrance of C. C. Miller and 38 others, citizens of Grattan township, Kent county, for the same purpose;

Also, remonstrance of Chas. H. Hyde and 55 others, citizens of Plainfield township, Kent county, for the same purpose.

On motion of Mr. Houseman,

All of the remonstrances were referred to the committee on towns and counties, and one was ordered printed in the journal.

The following is the remonstrance:

To the Honorable the Legislature of the State of Michigan:

We, the undersigned, citizens of the township of Sparta, in Kent county, State of Michigan, being apprised that efforts are now being made by the citizens of Cedar Springs and vicinity to secure the organization of a new county, of which the township of Sparta is proposed as a part, and being satisfied that the interests of this township would be largely compromised by said proposed project; therefore, we would earnestly protest against such movement, and pray your honorable body to protect us from the burdensome taxation incident to the organization of a county from territory inadequate. And we would further say, that we are now well situated, accessible to our present county seat; while in the proposed county great inconvenience would be experienced in reaching it, the market of the town being the present county seat.

By Mr. Bates: Petition of Jas. L. Ward, Edmund Osborn, and 35 others, citizens of Saginaw county, asking that certain territory in said county be attached to Bay county; also, affidavits of citizens of the same county.

On motion of Mr. Adams,

The petition and affidavits were referred to the committee on towns and counties, and were ordered printed in the journal.

The following is the petition:

To the Honorable the Senate and House of Representatives of the State of Michigan:

The undersigned, residents and free-holders of the territory hereinafter mentioned, in the county of Saginaw, respectfully ask that said territory, to wit: sections numbered nineteen (19) to thirty-six (36) inclusive, in town thirteen (13) north, of range six (6) east, and sections twenty-three (23) and

twenty-four (24), and that part of section twenty-one (21) which lies east of the Saginaw river, in town thirteen (13) north, of range five (5) east, be detached from said Saginaw county and attached to Bay county, for the reasons that said territory is much nearer the county seat of Bay county than to that of Saginaw county; that we have greater advantages in getting our products to market at Bay City than at any other place; that our interests are neglected by Saginaw county, and the reason assigned for such neglect is that ultimately the said territory must become a part of Bay county.

A glance at our geographical position will at once show that naturally we should be included within the limits of Bay county.

The following are the affidavits:

We, the undersigned, commissioners of highways for the township of Portsmouth, are acquainted with the wants of the inhabitants of the territory named in the annexed petition, so far as their public highways are concerned, and we know that said highways are in a shamefully neglected condition, and that their condition has been the same for many years; that we have sought the aid of Blumfield township to unite with our own township for the purpose of working the highways on the lines dividing the two townships, but have *never* received any assistance; that the officers of said Blumfield have usually offered as an excuse for such wanton neglect, that they expected the said territory would be attached to Bay county as soon as the matter was presented to the Legislature. The inhabitants of the territory named in the annexed petition are ninety-nine hundredths American, while the inhabitants of the balance of said township are ninety-nine hundredths German; that the habits, language, and educational interests of the two peoples are distinct, and no prosperity for the American ele-

ment can be secured without the division of the territory according to the tenor of the prayer of the annexed petition.

WILLIAM DAGLISH,

JOSEPH F. MARSE,

HAWLEY S. DIXON,

Commissioners of Highways.

Done this 15th day of February, A. D. 1871, at a meeting of the commissioners of highways of the township of Portsmouth, held at the office of the township clerk of said township.

J. D. LEWIS,

Township Clerk.

STATE OF MICHIGAN, } ss.
BAY COUNTY, }

Thomas Histed, being duly sworn, deposes and says that he is a resident of the south half of township thirteen north, of range six east, in Saginaw county; that he is acquainted with all of the residents of said half township, and that all of said residents except four have signed the annexed petition, and further deponent says not.

THOMAS HISTED.

Subscribed and sworn to before me, this 14th day of February, A. D. 1871.

WILLIAM DAGLISH,

Notary Public for Bay County, Michigan.

STATE OF MICHIGAN, } ss.
BAY COUNTY, }

Malcom Mitchell, being duly sworn, deposes and says that he a resident of the north half of township thirteen north, of range six east, in Bay county; that he recently applied to the supervisor of Blumfield township to procure some appropriation of highway labor on the line dividing the north and south half of said township thirteen, and that said supervisor told this deponent that the township of Blumfield would lay out no money on said line, because the people of his township expected the south half of said township would be detached

from Saginaw county and attached to Bay county, by the present Legislature.

MALCOM MITCHELL.

Subscribed to and sworn before me, this 14th day of February, A. D. 1871.

WILLIAM DAGLISH,

Notary Public for Bay county, Michigan.

By Mr. Brown: Remonstrance of A. J. Sawyer, I. N. Eldredge, and L. B. Thayer, against further appropriations to the State University, unless there be appointed Homeopathic professors to the same.

On motion of Mr. Brown,

The remonstrance was referred to the committee on State affairs, and was ordered printed in the journal.

The following is the remonstrance:

To the Honorable the Legislature of the State of Michigan:

The undersigned, practicing physicians of this State, beg leave to present to your honorable body their remonstrance against any and all appropriations by the State to the University, unless there be attached to such appropriation bill a proviso forbidding the use of all moneys granted by the State to the University, until there shall be appointed by the Regents of said University at least two professors of Homeopathy in the department of medicine.

In support of this remonstrance we would offer the following reasons, which we trust will be carefully weighed by your honorable body before complying with the request of the Regents for additional appropriations by the State to the University:

The Regents of the University have, for nearly sixteen years, disregarded and practically annulled the act of 1855, creating a professorship of Homeopathy in the medical department of the State University, under the pretense of being wholly independent of the control of your honorable body in the management of said University; and a recent decision of the Supreme

Court of this State implies that they have attempted to obtain possession of the appropriations granted by the act of 1867, without a compliance, in good faith, with the requirements of the statutes.

The act of Congress making the appropriation of lands for the establishment of the University of Michigan, expressly declares that said University, when established, shall be under the control of the Legislature of the State; yet the Regents' biennial applications for legislative appropriation deny the power vested in your honorable body, by virtue of the terms of the national grant, and appear as suitors for favors from the very authority they disregard and defy.

The people at large ought not to be taxed for benefits which directly or indirectly accrue to any favored class in the community; and the continued refusal of the Regents to open the doors of the University to the course of instructions prescribed by the Legislature, in the medical department thereof, already works a great injustice to a large number of citizens among your constituencies, who trust their lives and health to the treatment of the school of practice thus ostracised and debarred from its benefits. And how much greater this injustice, should they be directly taxed to continue these exclusive privileges.

The statutes make the practitioners of each school alike amenable for malpractice. As a matter of naked justice, each should have the full benefit of scientific investigation, under the equal fostering care of the State institutions of learning.

While a discussion of the comparative merits of the two schools of medicine is wholly ignored in this remonstrance, it is still asserted with confidence that homeopathy, both in this country and Europe, has attained the dignity of a school of acknowledged efficiency in the treatment of disease, and it is believed that at least one-half of the intelligent citizens of this State who require medical treatment, are prescribed for by its practitioners.

The cry of "quackery" by which its practice was once assailed is almost silent, and your honorable body is cognizant of the fact that, equally with the opposing school, it numbers among its disciples the intelligent ranks of the community. "But," say the Regents, "admitting all this to be true, the theory and practice of the two schools is in conflict, and therefore cannot be taught in the same University."

This most cogent reason would apply alike to the same city or community; and it is abundantly refuted by the simple fact that the two have been, and to-day are being taught in the same institutions of learning, without disturbing their harmonious action. The theory and practice of medicine in either school is but a small part of the preparation required by the practitioner, and separate professors with separate classes, need no more conflict than any other distinct branches of study.

The Regents in urging their objections to the execution of laws made by the Legislature in the premises, presume to pass judgment upon the wisdom of these repeated acts of legislation, without venturing to test their practicability by an effort to comply with the will of the people, as expressed through their representatives, receiving the dictum of the favored school as their guide, rather than the imperative mandates of the law.

Do not the objections of these professors have a savor of intolerance and narrow-mindedness inconsistent with the progress and liberality of the age, and does not the assertion that they will resign if an attempt is successfully made to introduce Homeopathy into the medical department, have a tone of threatening inconsistent with the genius of the University of Michigan?

Is the alternative really offered, that they will rule the State or ruin the University? That they will have aid independent of the will of the people and their representatives, or suffer their charge to depreciate in usefulness? It is for your honorable body to judge from their acts.

Have the professors of medicine in the University any claim, founded in reason, to the exclusive control of a State institution for the dissemination of their peculiar views?

Is there not an appearance of selfishness in grasping the prestige which this great University confers upon their branch of the medical profession, which savors of professional jealousy, or a bigotry of opinion equally repulsive?

If an apology to your honorable body is needed for presenting this remonstrance, it is found in pleading the deep convictions of your remonstrants in the good which will inure to society and the University by the recognition of the just claims of Homeopathy therein. What we ask is, that both systems may be aided by the light of scientific investigation, and be protected alike by just and equitable legislation. And your remonstrants will ever pray.

A. J. SAWYER, M. D.,

President Mich. Homeopathic Institute.

I. N. ELDRIDGE, M. D.,

President Homeopathic State Medical Society, Mich.

S. B. THAYER, M. D.,

Of the University Committee.

REPORTS OF STANDING COMMITTEES.

By the committee on printing:

The committee on printing, to whom was referred the subject of the expediency of, electrotyping the compiled laws, authorize me to report as follows:

Your committee corresponded with electrotypers in Chicago, Boston, and New York. The firm of Rounds & Kane, 46 State street, Chicago, responded as follows:

2,202 ems to page.....\$1 76

36 square inches electrotyped, and fitted to patent blocks 1 44

Total per page.....\$3 20

Messrs. Farmer, Little & Co., 63 and 65 Beekman St., New York, write as follows:

"The electrotyping and composition of the page enclosed to us, will cost, in a first class establishment, \$3 00 per page of 2,000 pages."

The Boston type foundry respond as below to the interrogatories:

"The page you enclose measures small pica 1,200 ems, per say 1,500 ems, at \$1 00 per thousand for electrotyping and composition, would be \$2 70 per page."

It will be seen that the bids which your committee received range from \$2.70 per page to \$3.30 for electrotyping and composing. These figures are made on a basis of 2,000 pages.

Without electrotyping the cost of 10,000 copies of the compiled laws is estimated as follows:

Binding.....	\$20,000
Composition.....	2,500
Paper.....	16,500
Press work.....	3,000
Total.....	<u>\$42,000</u>

It will be seen that after deducting from the cost of composition and electrotyping 2,000 pages, at \$2 70 per page, being \$5,400, the sum of \$2,500 made in the estimate of the State Printer for composition alone, being \$2,500, is \$2,900, which is the amount of extra cost called for by electrotyping the compiled laws.

From these figures it will be seen that the cost of the 10,000 copies, which have been ordered by the Legislature, will be as follows:

For binding.....	\$20,000
" Paper.....	16,500
" Press work.....	3,000
" Electrotyping and composition.....	5,400
Total.....	<u>\$44,900</u>

If it shall be the judgment of this House that the compiled laws be electrotyped, in order to preserve the matter for future use, the committee has instructed me to make the following statement:

The county and State offices will require 1,000 copies; the town, city, and ward offices will require 5,000 copies, and the legal profession will require 1,000 copies,—total, 7,000 copies,—immediately after the edition is printed. This seems to be about what will be wanted. Taking into consideration this fact, it seems proper to suggest that if the laws are electrotyped the Legislature order 7,000 copies in the first edition. The immediate saving will be about \$11,000 from the amount which will be required should the entire edition of 10,000 copies be printed. If, subsequently, another edition is needed, it can be procured at any time from the plates in the possession of the State. It will be seen from the estimates above, that electrotyping will cost \$400 more than it will cost to set the type twice.

W. R. BATES, *Chairman*.

Report accepted and committee discharged.

REPORTS OF STANDING COMMITTEES.

By the committee on State library:

The committee on State library, to whom was referred

A bill to provide for the transmission of the official publications of the State to the free library of the city of Detroit,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

OSCAR ADAMS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on lumber interests:

The committee on lumber interests, to whom was referred Senate bill No. 43, entitled

A bill to provide a punishment for the unlawful taking of logs, masts, and spars,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

RICHARD FERRIS, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to organize the township of Onota, in the unorganized county of Schoolcraft,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

N. L. MILLER, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred Senate bill No. 44, being

A bill to organize the township of Grout, in the county of Gladwin,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when

so amended, do pass, and ask to be discharged from the further consideration of the subject.

N. L. MILLER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Garrison,

The House concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend sections 1, 2, 8, and 13, of act number 374, of the session laws of 1869, entitled "An act to incorporate the village of Portland, in Ionia county," approved March 30, 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

W. D. GARRISON, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hughes,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on the Asylum for the Insane:

The committee on the Asylum for the Insane, to whom was referred so much of the Governor's message as relates to the Asylum for the Insane, having personally examined the said Asylum at Kalamazoo, direct me to report that said Asylum is constructed on an economical and systematic scale, and that the

asylum building and furniture, together with the farm buildings, etc., are in remarkably good order. Cleanliness and the appearance of cheerfulness pervade the entire premises. The asylum building is filled to its utmost capacity, there being 305 patients now there under medical treatment. There is pressing necessity for the immediate construction of additional room for a large number of insane persons. Your committee therefore recommend the following appropriations, to wit: The sum of ten thousand dollars for each of the years 1871 and 1872, for maintenance of patients and purchasing supplies for said Asylum; and the further sum of eighty thousand dollars for the purchase of thirty-four acres of land (more or less), near to and adjoining the lot of land on which said Asylum is located, and for the erection of a new wing or addition to the Asylum building, to be completed and ready for occupation for inmates as soon as it can be substantially erected.

Your committee further recommend the appropriation of eighty thousand dollars for the year 1872, for the erection in part of buildings for a new Asylum for the Insane, to be located in the eastern portion of the State, under the direction of the Governor and three commissioners, at a cost not exceeding the sum of two hundred and fifty thousand dollars, in addition to amounts of donation which may be received in land not less in quantity than forty acres, and such amounts of money as may be donated to the State to secure the location of said Asylum.

Your committee further recommend that section nine and section thirty-two of an act entitled "An act to organize the Michigan Asylum for the Insane, and more effectually to provide for the care, maintenance, and recovery of the insane," approved February 14, 1859, be so amended as to require the trustees of said institution to fix uniform conditions and rates of admission, support, and discharge of patients similarly afflicted, and that said rates be annually fixed at a price or prices not exceeding the actual cost of support and attendance

required for the various classes of patients received at said institution; and for the purpose of carrying the foregoing report into effect, your committee recommend the passage of the accompanying bills, entitled

A bill making appropriations for the Asylum for the Insane for the years 1871 and 1872, and for the location and commencement of a new Asylum;

A bill to amend section nine and section thirty-two of an act entitled "An act to organize the Michigan Asylum for the Insane, and more effectually to provide for the care, maintenance, and recovery of the insane," approved February 14, 1859;

And ask to be discharged from the further consideration of the subject.

C. R. MILLINGTON, *Chairman.*

Report accepted and committee discharged.

The bills were read a first and second time by their titles, ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to organize the county of Clare, and to locate the county seat thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

H. T. BAENABY, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Garrison,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies, to whom was referred

A bill legalizing the action of the trustees of the First Baptist Church and Society of Benton Harbor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

H. T. BARNABY, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies, to whom was referred

A petition asking for a law authorizing the Superannuated Preachers' Aid Society of the Detroit annual conference to pay dividends to their members who reside out of this State,

Respectfully report that they have had the same under consideration, and having reported favorably on a bill providing for the same thing substantially, have directed me to report the same back to the House with the recommendation that it be laid upon the table, and ask to be discharged from the further consideration of the subject.

H. T. BARNABY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. C. B. Grant,

The petition was laid on the table.

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies, to whom was referred

A bill to provide for the incorporation of societies of St. Jean Baptiste,

Respectfully report that they have had the same under consideration, and believing that chapter 58 of the compiled laws provides for all that is asked for in the bill, have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

H. T. BARNABY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Walker,

The bill was laid on the table.

By the committee on religious and benevolent societies :

The committee on religious and benevolent societies, to whom was referred a petition asking for the passage of a law by which the Presbyterian Society of Plymouth, in Wayne county, may be authorized to mortgage their church property,

Respectfully report that they have had the same under consideration, and, ascertaining that act No. 41, of the session laws of 1869, provides for all that is asked, have directed me to report the same back to the House, with the recommendation that it be laid on the table, and ask to be discharged from the further consideration of the subject.

H. T. BARNABY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Pattengell,

The petition was laid on the table.

By the committee on State affairs :

The committee on State affairs, to whom was referred

A bill to amend sections one, two, and six, of an act entitled "An act to provide for the inspection of illuminating oils manufactured from petroleum or coal oil," approved April 3d, 1869, being act No. 138, of the session laws of 1869, and to add a new section, to stand as section 8 of said act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass,

and ask to be discharged from the further consideration of the subject.

A. CAMERON, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred:

A bill to provide for the appointment of inspectors of stationary and portable boilers, and steam generators, and prescribe the duties of the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. CAMERON, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education:

The committee on education, to whom was referred Senate bill No. 19, entitled

A bill relative to free schools in the city of Grand Rapids,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

R. B. HUGHES, *Acting Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on local taxation:

The committee on local taxation, to whom was referred.

A bill to authorize the township of Delhi, in the county of

Ingham, to raise by tax a sum of money to aid in draining a certain swamp in said township,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. H. CRANE, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to revise the charter of the city of Grand Rapids, being amendatory of an act entitled "An act to incorporate the city of Grand Rapids," approved April 2d, 1850, as amended by the several acts amendatory thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in; and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

W. D. GARRISON, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Gray,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred Senate bill No. 39, being

A bill to incorporate the village of Brighton, in the county

of Livingston, and State of Michigan, and to define the boundaries thereof, and to repeal act No. 300, of the session laws of 1867,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. J. Haynes,

The House concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend sections four, six and ten of an act entitled an act to amend an act entitled "An act to revise the charter of the city of Adrian," approved March 27th, 1867,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Gillam,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend section No. 18, of chapter 14, of an act entitled "An act to amend and revise an act, entitled 'An act to revise the charter of the city of Port Huron,'" approved April 5, 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was recommitted House bill No. 61, entitled,

A bill to incorporate the village of Homer.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Brockway,

The House concurred in the amendments made to the bill by the committee.

The question recurring on the passage of the bill,

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. C. B. Grant,	Mr. W.H.C. Mitchell,
Adams.	R. J. Grant,	Montgomery,
Adsit,	Gorman,	Moshier,
Atwood,	Gray,	Norris,
Bates,	Green,	C. Y. Osburn,
Brockway.	Greusel,	J. M. Osborn,
Brown,	Grosvenor.	Pearl,
Cameron.	Haack,	Pierson,
Cherry,	Harris,	Post,
Childs,	Hart,	Priest,
Clement.	H. Haynes,	Riford,
Olimie,	J. Haynes,	Rood,
Cochrane,	S. W. Hill,	Roof,
Congdon,	Holland,	Roost,
Copley,	Houseman,	Smith,
Coulter.	Huff,	Sumner,
Crane,	Hughes,	Swineford,
Crofoot,	Hurlbut,	Thayer,
Dalton,	Kellogg,	Tobey,
Doty,	Knapp,	Van Scoy,
Edwards.	Lamb,	Walker,
Fenton,	Little,	Walton,
Ferris,	McGonegal,	Watkins,
Frost,	E. R. Miller,	Webster,
Garfield,	N. L. Miller,	Wells,
Garrison.	R. O. Miller,	White,
Gibson,	Minne,	Williams,
Gillam,	P. Mitchell.	Speaker,

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NAYS.

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Title agreed to.

On motion of Mr. Brockway,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

COMMUNICATIONS FROM STATE OFFICERS.

The Speaker announced the following:

ATTORNEY GENERAL'S OFFICE,
Lansing, February 15, 1871. }

To the Honorable the House of Representatives of the State of Michigan :

I have the honor to acknowledge the receipt of the following

preamble and resolution, passed by your honorable body February 10, 1871, viz:

Whereas, Certain of the land grant railroads of this State are being built;

And whereas, Each of the several companies constructing the same is entitled, upon the completion of ten miles or more, to patents to the amount of six sections of land per mile;

And whereas, It appears that the Governor of this State has accepted certain sections of said railroads as fully completed, according to law, and so certified to the Secretary of the Interior, and no patents for the lands thus acquired have been issued to the railroad corporations entitled to the same;

And whereas, Additional legislation may be necessary to secure the taxation of said lands so earned and acquired; therefore,

Resolved, That the Attorney General be requested and instructed, at his earliest convenience, to communicate to this House his opinion as to the matters hereinbefore contained; and also, as to whether, on the completion and acceptance of a section or ten miles of either of said railroads in manner prescribed by law, the title to the lands to which said company may thereby become entitled, is not perfect in said company under the several acts of Congress in relation thereto, without any patents being issued for said lands, and if so, whether they are liable for State, county, and town taxes, the same as the other lands of the State.

In responding to your request, it will be necessary briefly to refer to some of the acts of Congress, and of this State, bearing upon the question involved.

Congress, June 3, 1856, made a grant of alternate sections of the public lands to the State of Michigan to aid in the construction of railroads.—11 U. S. Statutes at Large, 21.

The language of the granting portion of the act is, "that

there be and hereby is granted to the State of Michigan, to aid in the construction of railroads," etc.

The conditions of the grant are: 1st. That the lands granted shall be exclusively applied in the construction of that road for and on account of which such lands are granted.

2d. That the State, as trustee, should dispose of the lands only in a mode specified in the grant, and if any of said roads should not be completed within ten years, no further sales should be made, and the lands unsold should revert in the United States.

Section 4 of this act provides, "That the lands hereby granted to said State shall be disposed of by said State only in manner following, that is to say: That a quantity of land not exceeding one hundred and twenty sections, for each of said roads, and included within a continuous length of twenty miles of each of said roads, may be sold; and when the Governor of said State shall certify to the Secretary of the Interior that any twenty continuous miles of any of said roads are completed, then another quantity of land hereby granted, not to exceed one hundred and twenty sections for each of said roads having twenty continuous miles completed as aforesaid, and included within a continuous length of twenty miles of each of said roads, may be sold, and so from time to time until the said roads are completed," etc.

Subsequent acts of Congress extended the time for the completion of some of the roads, and authorized the Governor to certify when ten consecutive miles of any road was completed.

June 7, 1864, Congress amended the above act, section 4 of which provides "That the lands granted by the act amended by this act, and also by the provisions of this act, to aid in the construction of the railroad described in the foregoing section (the Grand Rapids and Indiana R. R.) shall be disposed of only in the following manner, that is to say: when the Governor of the State of Michigan shall certify to the Secretary of the Interior that ten consecutive miles of said road have been

completed in a good and substantial manner as a first-class railroad, indicating definitely where said completed section commences, and where the same terminates, the said secretary shall cause patents to issue to said State for so much of said lands as are located opposite to, and coterminous with said completed section of said road, and so from time to time for each completed section of ten miles of said road, until the whole shall be completed."—*13 U. S. Statutes at Large, 119.*

By the act of July 3, 1866, the Secretary of the Interior, on the certificate of the Governor, is required to cause patents for lands for such completed portion of said road (the Amboy, Lansing and Traverse Bay railroad) to be issued to said corporation or corporations," etc.

The above extracts will sufficiently indicate the general purpose of Congress in granting the lands named, in all the acts upon that subject.

By an act of the Legislature approved February 14, 1857, the State accepted the grant, and at the same time, and in the same act, disposed of and granted all of said lands at once to several railroad companies, subject, however, to the conditions and restrictions annexed to the Congressional grant.

The Legislature, February 14, 1859, passed an act amending section 7 of the act of February 14, 1857. It contains these words: "And none of the lands hereby granted to said several companies shall be liable to taxation for seven years from the first day of September next, except such parts and parcels thereof as shall be actually sold by said several companies, pursuant to the provisions of this act, or such as shall be improved."

By act No. 37, laws of 1869, the Legislature confers upon the company therein named, all the rights, title, and interest of the State in and to the lands already earned by the company, and for which a certificate has been issued by the Governor to the Secretary of the Interior. The language of the act is, "be and hereby is fully vested and confirmed in the

Grand Rapids and Indiana railroad company, and assigns, as fully and effectually, to all intents and purposes, as if patents had been issued by the State, and delivered to said company therefor."

It is provided in article 4, of the ordinance of 1787, and in the ordinance admitting Michigan into the Union (Com. Laws, 39), "that no tax shall be imposed on lands the property of the United States."

From this brief review of the several acts of Congress, and of the State, relating to these land grants, the question arises, Has the general government parted with the fee to these lands to the State?

The language of all these acts is, "that there be and hereby is granted to the State of Michigan," etc. These words constitute a present grant, and only require a selection of the lands granted, in carrying out the objects of the grant. The legal title to these lands became vested in the State the moment it accepted the trust, and the State could only be divested of them by a non-compliance with the conditions of the grant. It has been frequently held that such grants pass at once the title to, and vest the seisin in the party named therein as grantee.—*Lessieur vs. Price*, 12 How. U. S. 59-76; *Strong vs. Lehmer*, 10 Ohio St. 93; *Ward vs. Bartholomew*, 6 Pick. 409; *Enfield vs. Day*, 11 N. H., 512; *Hill vs. Dyer*, 3 Greeleaf, 441; *Allison vs. Halfaen*, 11 Iowa, 450; *Burlington & Mo. R. R. Co. vs. Hayne*, 19 Iowa, 140.

Upon reason and authority, it is clear that these railroad grants, when accepted by the State, vested the legal title to the same in the State, and when earned by the companies, and so certified by the Governor, can never revert to the United States.

The legal title of these lands by the act of Congress was vested in the State, but, as the act itself shows, in trust for the benefit of any railroad companies that might be organized to construct the line of railways designated therein. By the act

of the Legislature accepting the grant, and disposing of the lands to certain railroad companies, the legal title and seisin were technically confirmed upon such companies, subject, however, to the conditions and restrictions contained both in the act of Congress and the State.

Whatever title the State has to these lands passes to the companies as fast as they comply with the conditions and restrictions of the grant. Neither the United States nor the State can exact more, or annex other or different conditions. The lands certified by the Governor to have been earned by any company belong to that company, and are theirs to use, to sell, to control, and to enjoy in all the methods in which individuals may use their property.

It only remains to inquire if these lands are subject to taxation?

The legal, as well as the equitable title to the lands *earned* being in the companies, they are clearly liable to taxation, unless there is some law exempting them. Congress has coupled no such condition with the grant, and they are no longer "the property of the United States." The State has not exempted them, except in the single instance of the act of February 14, 1859, which limitation has already expired.

The case reported in the 19 Iowa, 137, cited above, is precisely in point. Congress, by an act approved May 15, 1856, granted to the State of Iowa lands in aid of the construction of certain lines of railroads, and annexed conditions similar to those contained in the grant to Michigan. The State accepted the trust, and selected certain railroad companies as its beneficiaries. The lands granted to one of these companies was assessed for county, State, and other purposes. The tax was resisted by the company, and the Supreme Court of that State unanimously held that the lands were liable to taxation.

I am, therefore, of the opinion that all *earned* railroad lands in this State are liable to taxation for the same purposes and in the same manner as real estate owned by individuals. This

, right is perfect under existing law, and it does not occur to me that any further legislation is required in that direction.

Very respectfully, your obedient servant,

DWIGHT MAY,

Attorney General.

On motion of Mr. Gray,

Five hundred copies of the communication were ordered printed for the use of the House.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, February 16, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following joint resolution:

House manuscript joint resolution, entitled

Joint resolution instructing the State Geological Board to furnish information as to the suitableness of stone within our State for the construction of a State House;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The joint resolution was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, February 15, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bills:

1. House bill No. 67, entitled

A bill to amend section 5, of an act entitled "An act to authorize the formation of corporations for the running, booming, and rafting of logs," approved February 4, 1864;

2. House bill No. 69, entitled

A bill to organize the township of Riverside, in the unorganized county of Missaukee;

3. House bill No. 70, entitled

A bill to organize the township of Clam Union, in the unorganized county of Missaukee;

4. House bill No. 74, entitled

A bill to authorize the trustees of the Bridge street Methodist Episcopal church of Grand Rapids, Kent county, to sell and convey certain real estate;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, February 15, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to inform the House that the Senate insists in refusing to concur in the amendments made by the House to Senate bill No. 30, entitled

A bill to amend section 3, of act number 125, of the session laws of 1869, entitled "An act to amend an act to provide for the registration of births, marriages, and deaths," being act number 194, session laws of 1867, approved March 27, 1867, and to add a new section thereto.

And requests a committee of conference of three members of each House to consider the disagreement of the two Houses on the bill.

I am further directed to inform the House that Senators

of Livingston, and State of Michigan, and to define the boundaries thereof, and to repeal act No. 300, of the session laws of 1867,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. J. Haynes,

The House concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend sections four, six and ten of an act entitled an act to amend an act entitled "An act to revise the charter of the city of Adrian," approved March 27th, 1867,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Gillam,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend section No. 18, of chapter 14, of an act entitled "An act to amend and revise an act, entitled 'An act to revise the charter of the city of Port Huron,'" approved April 5, 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was recommitted House bill No. 61, entitled,

A bill to incorporate the village of Homer.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Brockway,

The House concurred in the amendments made to the bill by the committee.

The question recurring on the passage of the bill,

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. C. B. Grant,	Mr. W.H.C. Mitchell,
Adams.	R. J. Grant,	Montgomery,
Adsit,	Gorman,	Moshier,
Atwood,	Gray,	Norris,
Bates,	Green,	C. Y. Osburn,
Brockway.	Greusel,	J. M. Osborn,
Brown,	Grosvenor.	Pearl,
Cameron.	Haack,	Pierson,
Cherry,	Harris,	Post,
Childs,	Hart,	Priest,
Clement.	H. Haynes,	Riford,
Olimie,	J. Haynes,	Rood,
Cochrane,	S. W. Hill,	Roof,
Congdon.	Holland,	Roost,
Copley,	Houseman,	Smith,
Coulter.	Huff,	Sumner,
Crane,	Hughes,	Swineford,
Crofoot,	Hurlbut,	Thayer,
Dalton.	Kellogg,	Tobey,
Doty,	Knapp,	Van Scoy,
Edwards.	Lamb,	Walker,
Fenton,	Little,	Walton,
Ferris.	McGonegal,	Watkins,
Frost,	E. R. Miller,	Webster,
Garfield,	N. L. Miller,	Wells,
Garrison.	R. O. Miller,	White,
Gibson,	Minne,	Williams,
Gillam.	P. Mitchell.	Speaker,

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NAYS.

0

Title agreed to.

On motion of Mr. Brockway,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

COMMUNICATIONS FROM STATE OFFICERS.

The Speaker announced the following:

ATTORNEY GENERAL'S OFFICE,
Lansing, February 15, 1871.

To the Honorable the House of Representatives of the State of Michigan:

I have the honor to acknowledge the receipt of the following

preamble and resolution, passed by your honorable body February 10, 1871, viz:

Whereas, Certain of the land grant railroads of this State are being built;

And whereas, Each of the several companies constructing the same is entitled, upon the completion of ten miles or more, to patents to the amount of six sections of land per mile;

And whereas, It appears that the Governor of this State has accepted certain sections of said railroads as fully completed, according to law, and so certified to the Secretary of the Interior, and no patents for the lands thus acquired have been issued to the railroad corporations entitled to the same;

And whereas, Additional legislation may be necessary to secure the taxation of said lands so earned and acquired; therefore,

Resolved, That the Attorney General be requested and instructed, at his earliest convenience, to communicate to this House his opinion as to the matters hereinbefore contained; and also, as to whether, on the completion and acceptance of a section or ten miles of either of said railroads in manner prescribed by law, the title to the lands to which said company may thereby become entitled, is not perfect in said company under the several acts of Congress in relation thereto, without any patents being issued for said lands, and if so, whether they are liable for State, county, and town taxes, the same as the other lands of the State.

In responding to your request, it will be necessary briefly to refer to some of the acts of Congress, and of this State, bearing upon the question involved.

Congress, June 3, 1856, made a grant of alternate sections of the public lands to the State of Michigan to aid in the construction of railroads.—*11 U. S. Statutes at Large*, 21.

The language of the granting portion of the act is, "that

Mr. Gray gave notice that on some future day he would ask leave to introduce

A bill for appropriation of swamp lands for completion of Newaygo and Dayton State road;

Also,

A bill for appropriation of swamp lands for building a State road from town of Beaver, Newaygo county, to the village of Hart, Oceana county.

Mr. J. M. Osborn gave notice that on some future day he would ask leave to introduce

A bill to amend the highway commissioners drainage law so as to authorize said commissioners to vacate any ditch or drain established by them, when in their judgment necessary.

Mr. Adsit gave notice that on some future day he would ask leave to introduce

A bill to provide for the protection of laborers, men and material on railroads in this State.

INTRODUCTION OF BILLS.

Mr. Riford, previous notice having been given and leave being granted, introduced

A bill to amend section 2, of an act approved March 28th, 1849, being section 4778, in chapter 141, of the compiled laws, entitled "Of proceedings against garnishees."

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Grosvenor, unanimous consent being given, introduced

A bill to amend chapter 12, of the revised statutes of 1846, entitled "The Board of State Auditors," by adding thereto three sections.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Doty, unanimous consent being given, introduced

A bill to extend the time for the collection and return of taxes in the township of Watertown, in the county of Clinton, for the year 1870.

The bill was read a first and second time by its title, and,

On motion of Mr. Doty,

The rule requiring the second and third reading of bills to be on different days was suspended, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. R. J. Grant,	Mr. R. C. Miller,
Adams,	Gorman,	P. Mitchell,
Adsit,	Gray,	W.H.C. Mitchell,
Atwood,	Green,	Montgomery,
Barnaby,	Greusel,	Moshier,
Bates,	Grosvenor,	Norris,
Brockway,	Haack,	J. M. Osborn,
Brown,	Harris,	Pearl,
Cameron,	Hart,	Pierson,
Cherry,	H. Haynes,	Post,
Childs,	J. Haynes,	Priest,
Clement,	Haywood,	Riford,
Cochrane,	N. R. Hill,	Rood,
Congdon,	S. W. Hill,	Roof,
Copley,	Holland,	Roost,
Coulter,	Holt,	Runyan,
Crane,	Houseman,	Smith,
Crofoot,	Huff,	Sumner,
Dalton,	Hughes,	Swineford,
Doty,	Huston,	Tobey,
Edwards,	Kellogg,	Van Scoy,
Fenton,	Knapp,	Walker,
Ferris,	Lamb,	Walton,
Ferry,	Landon,	Watkins,
Frost,	Little,	Webster,
Garfield,	McGonegal,	White,
Garrison,	E. R. Miller,	Williams,
Gillam,	N. L. Miller,	Speaker,
C. B. Grant,		

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NAYS.

0

Title agreed to.

On motion of Mr. Doty,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Fenton, previous notice having been given and leave being granted, introduced

Joint resolution asking Congress for an appropriation of money to construct a breakwater for a harbor of refuge at Mackinaw City, in the straits of Michilimackinac.

The joint resolution was read a first and second time by its title, and,

On motion of Mr. Adam,

The rule requiring the second and third reading of bills to be on different days was suspended, and the joint resolution was put upon its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adam,	Mr. Gorman,	Mr. P. Mitchell,
Adams,	Gray,	W.H.C. Mitchell,
Adsit,	Green,	Montgomery,
Atwood,	Greusel,	Norris,
Barnaby,	Grosvenor,	C. Y. Osburn,
Bates,	Haack,	J. M. Osborn,
Brockway,	Harris,	Pearl,
Brown,	Hart,	Pierson,
Cameron,	H. Haynes,	Post,
Cherry,	J. Haynes,	Priest,
Childs,	Haywood,	Rood,
Clement,	N. R. Hill,	Roof,
Cochrane,	S. W. Hill,	Roost,
Congdon,	Holland,	Runyan,
Copley,	Molt,	Smith,
Coulter,	Houseman,	Sumner,
Crane,	Hughes,	Swineford,
Crofoot,	Hurlbut,	Thayer,
Doty,	Huston,	Tobey,
Edwards,	Kellogg,	Van Scoy,
Fenton,	Knapp,	Walker,
Ferris,	Landon,	Walton,
Ferry,	McGonegal,	Watkins,
Frost,	E. R. Miller,	Webster,
Garfield,	N. L. Miller,	Wells,
Garrison,	R. C. Miller,	White,

Mr. Gillam,
C. B. Grant,
R. J. Grant,

Mr. Millington,
Minne,

Mr. Williams,
Speaker,

85

NAYS.

0

Title and preamble agreed to.

Mr. Fenton, previous notice having been given, and leave being granted, introduced

Joint resolution asking Congress for an appropriation for the construction of a light-house and fog-bells at the mouth of the little Traverse Bay, in the State of Michigan.

The joint resolution was read a first and second time by its title, and,

On motion of Mr. Adam,

The rule requiring the second and third reading of bills to be on different days was suspended, and the joint resolution was put upon its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,
Adams,
Adsit,
Atwood,
Barnaby,
Bates,
Brockway,
Brown,
Cameron,
Cherry,
Childs,
Clement,
Cochrane,
Congdon,
Copley,
Coulter,
Crane,
Crofoot,
Doty,
Edwards,

Mr. R. J. Grant,
Gorman.
Gray,
Green,
Greusel,
Grosvenor,
Haack,
Harris,
Hart,
H. Haynes,
J. Haynes,
Haywood,
N. R. Hill,
S. W. Hill,
Holland,
Holt,
Houseman.
Hughes,
Hurlbut,
Huston,

Mr. Millington,
Minnie,
P. Mitchell,
Montgomery,
Moshier,
Norris,
J. M. Osborn,
Pierson,
Post,
Priest,
Rood,
Roof,
Roost,
Runyan,
Smith,
Sumner,
Swineford,
Thayer,
Tobey,
Van Scoy,

Mr. Fenton,	Mr. Kellogg,	Mr. Walker,	
Ferris,	Knapp,	Watkins,	
Ferry,	Landon,	Webster,	
Frost,	Little,	Wells,	
Garfield,	McGonegal,	White,	
Garrison,	E. R. Miller,	Williams,	
Gillam,	N. L. Miller,	Speaker,	
C. B. Grant,	R. C. Miller,		83
	NAYS.		0

Title and preamble agreed to.

Mr. Adams, unanimous consent being given, introduced

A bill to provide for the formation of joint stock companies for the purpose of owning and maintaining "riding parks."

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Grosvenor, unanimous consent being given, introduced

A bill to improve the fisheries, and to appoint commissioners of the same for the State of Michigan.

The bill was read a first and second time by its title, and referred to the committee on fisheries.

Mr. Gray, previous notice having been given and leave being granted, introduced

A bill to organize the township of Winterfield, in the county of Clare.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Gray, previous notice having been given and leave being granted, introduced

A bill to organize the township of Surrey, in the county of Clare.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Gray, unanimous consent being given, introduced

A bill regulating freights on railroads.

The bill was read a first and second time by its title, and referred to the committee on internal improvements.

Mr. Garrison, previous notice having been given and leave being granted, introduced

A bill to vacate certain portions of the Pontiac and Grand River State road.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Holland, previous notice having been given and leave being granted, introduced

A bill to amend an act entitled "An act to amend chapter 126 of the revised statutes of 1846, being chapter 154 of the compiled laws, by adding a new section thereto, relating to miners' liens upon mining property," approved March 27th, 1867.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Harris, unanimous consent being given, introduced

A bill to provide for laying out and establishing a State road in the counties of Ontonagon and Houghton.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. W. H. C. Mitchell, unanimous consent being given, introduced

A bill to organize the township of Branch, in the county of Mason.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Hoyt, unanimous consent being given, introduced

A bill to amend section one of an act entitled "An act to authorize proceedings by garnishment in the circuit court and the district court in the Upper Peninsula," approved March 16, 1861.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Huston, previous notice having been given and leave being granted, introduced

A bill to authorize the village of Caro to raise money to aid in the construction of a court house for the county of Tuscola.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Little, previous notice having been given and leave being granted, introduced

A bill to change the name of Emma Manning to Bertha Morehouse, and to constitute her the heir-at-law of Joseph Morehouse, of Saginaw county, Michigan.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Sumner, previous notice having been given and leave being granted, introduced

A bill for publishing the statistics of the State of Michigan, taken by authority of the United States, in the year 1870; also, for publishing the social statistics of Michigan, collected under the authority of act No. 4, of the laws passed at the extra session of the Legislature of this State, in the year 1870.

The bill was read a first and second time by its title, and referred to the committee on printing.

Mr. Montgomery, previous notice having been given and leave being granted, introduced

A bill to authorize justices of the peace of the township of Hamlin, in Eaton county, to hold courts at any place within the corporate limits of the village of Eaton Rapids.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Montgomery, previous notice having been given and leave being granted, introduced

A bill to amend section 1, of act No. 75, of the session laws of 1867, being an act entitled "An act to exempt soldiers, sailors, and mariners from the payment of a capitation or poll tax," approved March 21, 1867.

The bill was read a first and second time by its title, and referred to the committee on military affairs.

Mr. Garfield, previous notice having been given and leave being granted, introduced

A bill to provide for the incorporation of trust, deposit, and security companies.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Pierson, previous notice having been given and leave being granted, introduced

A bill to amend section 42, of chapter 117, of the compiled laws, being section 3694, in relation to garnishee in justice's courts.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

On motion of Mr. Coulter,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

Unanimous consent being given, the committee on rules and joint rules made the following report:

The committee on rules and joint rules, to whom was referred the following resolution:

Resolved, That when a motion is pending to reconsider a vote by which a bill was lost, and the previous question is demanded, it is the judgment of this House that the main question is the question of reconsideration, and that if the motion to reconsider is decided in the affirmative, it has no operation upon the question or vote to be reconsidered,

Respectfully report that they have had the same under consideration, and have directed me to report that without going into a detailed statement of the object and operation of the "previous question," when the same first came into use, more

than two hundred years ago, and of the different modifications and changes it has undergone since that time, your committee will only state, in as brief a manner as possible, their conclusions in regard to the matter embraced in the resolution referred to us.

Rule 28 of our present manual, considered alone, and independent of any other authority, would perhaps be insufficient to lead to any satisfactory conclusion upon the question raised by this resolution. That rule appears to have been prepared with a view to the more ordinary application of the previous question.

Rule 58 provides that the rule of parliamentary practice comprised in Cushing's "Law and Practice of Legislative Assemblies," shall govern in all cases in which they are not inconsistent with the standing rules and orders of the House.

Your committee understands this rule to provide, that in all cases where the rules of the House are either silent or indefinite, the parliamentary law in force in the United States, as construed and modified by the practice of legislative assemblies in the United States, shall govern; and for the purpose of determining what may be such law and practice, the work of Cushing on that subject shall determine.

Your committee have accordingly looked to that work for the purpose of forming a conclusion upon this question.

Cushing, page 560, says: "Ordinarily the first question moved or presented on a given subject is the main question."

On page 561, of the same work, it is said: "The operation of the previous question lasts only until the questions above mentioned, including the main question, have been taken, and does not extend to the next stage in the progress of the same measure.

"So, when a motion to reconsider is taken under the operation of the previous question, and is decided in the affirmative, the previous question has no operation upon the question to be reconsidered; if the influence of the previous question is desired on that question, it must be moved again."

Your committee, therefore, conclude that the resolution under consideration expresses the law and practice in the case stated. But while the committee expresses this as its conviction, they realize the difficulty that must often arise when there is little time or opportunity either for reflection or the examination of authorities, in coming to correct conclusions, and believe that an amendment of rule 28 in that regard would promote the best interests of the House.

Your committee, therefore, report back to the House the said resolution, without amendment, recommending that the same do pass, and ask to be discharged from the further consideration of the subject.

JOHN HAYNES, *Chairman*.

Report accepted and committee discharged.

The resolution was adopted.

By the committee on rules and joint rules:

The committee on rules and joint rules report the following amendments to the rules of the House:

Rules 66 and 67 to be placed in chapter 4, and numbered 23 and 24 respectively, and re-number the remaining rules.

Amend Rule 24 by striking out the words "whether withdrawn, rejected, or adopted," and inserting in lieu thereof "unless withdrawn or ruled out of order by the Speaker."

Amend Rule 38 by adding: "The title or enacting words of a bill or joint resolution shall not be amended or stricken out."

Amend Rule 39 by striking out "salaries," changing "banks and incorporations" to "private corporations;" adding a new committee, called "municipal corporations;" reducing the committee on internal improvements from 7 to 5; increasing the committees on supplies and expenditures, and State library, from 3 to 5; striking out "committee on Indian affairs," and adding "committee on drainage," and numbering the committees so that, when so amended, the rule will read as follows:

RULE 39. The following standing committees, to consist of

five members each, shall be appointed at the commencement of the session :

1. Ways and Means.
2. State Affairs.
3. Judiciary.
4. Harbors.
5. Elections.
6. Federal Relations.
7. Private Corporations.
8. Public Lands.
9. Printing.
10. Agriculture.
11. Towns and Counties.
12. Education.
13. Rules and Joint Rules.
14. Engrossment and Enrollment.
15. Roads and Bridges.
16. Agricultural College.
17. Asylum for the Insane.
18. Asylum for the Deaf, Dumb, and Blind.
19. Reform School.
20. Geological Survey.
21. Military Affairs.
22. State Prison.
23. Mines and Minerals.
24. Manufactures.
25. Lumber Interests.
26. Religious and Benevolent Societies.
27. Insurance.
28. Local Taxation.
29. Immigration.
30. Fisheries.
31. Internal Improvements.
32. Municipal Corporations.
33. Supplies and Expenditures.

34. State Library.

35. Drainage.

Amend Rule 35 by striking out the words "through by the Clerk, and then read," in the second and third lines.

Amend Rule 48 by inserting after "purposes" the words "or altering or amending any act of incorporation granted prior to 1850."

Amend Rule 52—strike out "1857," and insert the words "the last general compilation." Also by inserting the word "compilers" before "section," and the word "the" between the words "and" and "chapter."

Amend Rule 53, so as to read as follows:

RULE 53. Bills or joint resolutions which have been considered in committee of the whole, may be amended by the House by a vote of two-thirds of all the members elect. When any bill or joint resolution, considered in committee of the whole, shall have been recommitted, any amendments made thereto by the committee may be concurred in by a majority vote. Bills or joint resolutions placed on the order of third reading or their final passage, without having been considered in committee of the whole, may be amended prior to their passage, by a majority vote.

Also, by adding a new rule, as follows:

RULE 57. For the purposes of amendment, the preamble of a bill or joint resolution shall be considered as a part of the bill or joint resolution to which it is attached; but on the final passage of any bill or joint resolution, the preamble shall be considered with the title.

Amend Rule 28, so as to read as follows:

RULE 28. On a motion for the previous question, the first vote shall be taken on ordering it, which, if decided affirmatively, the next question shall be on seconding the demand, which shall be in this form: "Shall the main question be now put?" which shall be decided by a majority of the members present, by a rising vote. After ordering the previous question, and prior to seconding the same, a call of the House shall be

in order, or the yeas and nays may be demanded, but after seconding such motion, no call or motion shall be in order prior to a decision of the main question. The effect of the previous question shall be to put an end to all debate, and bring the House to a direct vote upon a motion to commit, if such motion shall have been made; and if this motion does not prevail, then upon amendments reported by a committee, if any; then upon pending amendments, and then upon the main question. When a motion to reconsider is taken under the operation of the previous question, and is decided in the affirmative, the previous question shall have no operation upon the question to be reconsidered. If the House shall refuse to order the main question, the consideration of the subject shall be resumed, as though no motion for the previous question had been made.

Your committee ask the concurrence of the House in the foregoing amendments, and recommend that the rules, when thus amended, be adopted.

JOHN HAYNES. *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Holt,

The report was laid on the table.

THIRD READING OF BILLS.

House bill No. 78, entitled

A bill making appropriation for the erection of a new hall for the University of Michigan.

Was read a third time, and, pending the taking of the vote on the passage thereof.

Mr. Hughes moved to refer the bill to the committee on State affairs.

Mr. Adam moved to amend the motion by striking out the words "State affairs" and inserting the words "ways and means" in lieu thereof;

Which amendment was accepted.

Mr. Grosvenor moved to recommit the bill to the committee on education.

Mr. Brockway moved to amend the motion by adding the following instructions: To amend the bill by striking out, wherever they occur, the words "thirty-seven thousand and five hundred," and inserting the words, "twenty-five thousand" in lieu thereof, so as to make the amount to be appropriated by the bill but fifty thousand dollars.

Mr. Fenton demanded the previous question.

The demand was seconded.

Mr. Brockway demanded the yeas and nays on the adoption of the instructions.

The demand was seconded.

Mr. Fenton moved that there be a call of the House;

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the Clerk, and the following member was reported absent without leave: Mr. Dalton.

On motion of Mr. Fenton,

All further proceedings under the call were dispensed with.

The main question was then ordered.

The instructions were not adopted, by yeas and nays, as follows:

YEAS.

Mr. Brockway,	Mr. Knapp,	Mr. Sumner,
Brown,	McGonegal,	Thayer,
Doty,	N. L. Miller,	Wells,
Garfield,	P. Mitchell,	White,
H. Haynes,	Moshier,	Williams.
Huff,		

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NAYS.

Mr. Adam,	Mr. R. J. Grant,	Mr. Minne,
Adams,	Gorman,	W.H.C. Mitchell,
Adsit,	Gray,	Montgomery
Atwood,	Green,	Norris,
Barnaby,	Greusel,	C. Y. Osburn,

Mr. Bates,	Mr. Grosvenor,	Mr. M. J. Osborn,
Cameron,	Haack,	Pearl,
Cherry,	Harris,	Pattengell,
Childs,	Hart,	Pierson,
Clement,	J. Haynes,	Post,
Climie,	Haywood,	Priest,
Cochrané,	N. R. Hill,	Riford,
Congdon,	S. W. Hill,	Rood,
Copley,	Holland,	Roof,
Coulter,	Holt,	Roost,
Crane,	Houseman,	Ross,
Crofoot,	Hughes,	Runyan,
Edwards,	Hurlbut,	Smith,
Fenton,	Huston,	Swineford,
Ferris,	Kellogg,	Tobey,
Ferry,	Lamb,	Van Scoy,
Frost,	Landon,	Walker,
Garrison,	Little,	Walton,
Gibson,	E. R. Miller,	Watkins,
Gillam,	R. C. Miller,	Webster.
C. B. Grant,	Millington,	

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The motion to recommit the bill did not prevail.

The motion to refer the bill to the committee on ways and means did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. C. B. Grant,	Mr. N. L. Miller,
Adams,	Gorman,	Millington,
Adsit,	Gray,	W.H.C. Mitchell,
Atwood,	Green,	Montgomery,
Barnaby,	Greusel,	C. Y. Osburn,
Bates,	Grosvenor,	Pearl,
Brockway,	Haack,	Pattengell,
Cameron,	Harris,	Pierson,
Childs,	Hart,	Post,
Clement,	H. Haynes,	Riford,
Climie,	J. Haynes,	Rood,
Cochrane,	Haywood,	Roof,
Congdon,	N. R. Hill,	Runyan,
Copley,	S. W. Hill,	Smith,
Coulter,	Holland,	Swineford,
Crane,	Holt,	Tobey,

Mr. Crofoot,	Mr. Houseman,	Mr. Van Scoy,	
Edwards,	Hughes,	Walker,	
Fenton,	Hurlbut,	Walton,	
Ferris,	Huston,	Watkins,	
Ferry,	Kellogg,	Webster,	
Frost,	Landon.	Wells,	
Garrison,	Little,	Speaker,	
Gibson,	E. R. Miller,		71

NAYS.

Mr. Brown,	Mr. McGonegal,	Mr. Priest,	
Cherry,	R. C. Miller.	Roost,	
Doty	Minne,	Ross,	
Garfield,	P. Mitchell,	Sumner,	
Gillam,	Moshier,	Thayer,	
R. J. Grant,	Norris,	White,	
Huff,	J. M. Osborn,	Williams,	
Knapp,			23

Title agreed to.

House bill No. 86, entitled

A bill to amend section 7, of act No. 205, of the session laws of 1865, entitled "An act to provide for a tax on dogs,"

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Riford moved to amend the bill by striking out the words "three dollars," where they occur in the bill, and inserting the words "two dollars" in lieu thereof.

Mr. Climie moved to amend the motion by striking out the words "two dollars," and inserting the words "two-thirds their value" in lieu thereof;

Which motion did not prevail.

The motion to amend did not prevail.

Mr. Clement offered the following as a substitute for recited section 7:

"Sec. 7. The money so collected shall be apportioned among the several primary school districts of the respective townships or cities, at the same time, and in the same manner, and for the same purposes as the two-mill taxes are distributed ;"

Which motion did not prevail.

Mr. Montgomery moved to refer the bill to the committee on judiciary, with instructions to report their opinion as to its constitutionality ;

Which motion did not prevail.

Mr. Landon moved to amend by striking out of lines 19 and 20, of section 7, the words, "which shall in no case exceed three dollars for one sheep or lamb so killed or maimed ;"

Which motion did not prevail.

Mr. Runyan moved to strike out all after the enacting clause of the bill ;

Which motion did not prevail.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Cameron,	Mr. N. R. Hill,	Mr. McGonegal,
Cherry,	S. W. Hill,	E. R. Miller,
Congdon,	Holland,	P. Mitchell,
Copley,	Holt,	W.H.C. Mitchell,
Crofoot,	Houseman,	J. M. Osborn,
R. J. Grant,	Huff,	Pattengell,
Gorman,	Hughes,	Rood,
Gray,	Huston,	Tobey,
Hart,	Kellogg,	Walker,
H. Haynes,	Lamb,	Webster,
J. Haynes.	Landon,	

32

NAYS.

Mr. Adam,	Mr. Frost,	Mr. C. Y. Osburn,
Adams,	Garfield,	Pierson,
Adsit,	Garrison,	Post,
Atwood,	Gibson,	Priest,
Barnaby,	Gillam,	Riford,
Bates,	C. B. Grant,	Roof,
Brockway,	Greusel,	Roost,
Brown,	Grosvenor,	Ross,
Childs,	Haack,	Runyan,
Clement,	Harris,	Smith,
Climic,	Haywood,	Sumner,
Cochrane,	Hurlbut,	Thayer,
Coulter,	Knapp,	Van Scoy,
Crane,	Little,	Walton,
Dalton,	N. L. Miller,	Watkins,

Mr. Doty, Edwards. Ferris, Ferry,	Mr. R. C. Miller, Minne, Montgomery, Norris,	Mr. Wells, White, Speaker.	56
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House bill No. 87, entitled

A bill to legalize the first charter election held in the village of Plainwell, on the 29th day of March, A. D. 1859; also the acts of the village board, assessor, and marshal of said village, for the years 1869, 1870, 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam, Adams, Adsit, Atwood, Barnaby, Bates, Brockway. Brown, Cameron, Cherry, Childs, Clement, Climie, Cochrane, Congdon, Copley, Coulter, Crane, Crofoot, Dalton, Doty, Edwards, Ferris, Ferry, Garfield,	Mr. Garrison, Gibson, Gillam. R. J. Grant, Gorman, Gray, Greusel, Haack. Hart, H. Haynes. J. Haynes, Haywood, N. R. Hill, S. W. Hill. Holland. Holt, Houseman. Huff, Hughes. Hurlbut. Huston, Kellogg, Knapp, Lamb, Landon.	Mr. McGonegal, N. L. Miller, R. C. Miller, Minne, P. Mitchell, W.H.C. Mitchell, Norris, C. Y. Osburn, J. M. Osburn, Pierson, Priest, Rood, Roost, Ross, Runyan, Sumner, Thayer, Tobey, Van Scoy, Walker, Walton, Watkins. Webster, Wells, Speaker,	75
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NAYS.

Mr. Pattengell, Title agreed to. On motion of Mr. Watkins.	1
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By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 88, entitled

A bill to provide for an insurance on the State library ;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adam,	Mr. Green,	Mr. Montgomery,
Adams.	Greusel,	Norris,
Adsit.	Haack,	C. Y. Osburn,
Bates,	Hart,	J. M. Osborn,
Brockway,	J. Haynes,	Pattengell,
Brown,	Haywood,	Pierson,
Cherry,	Hazen,	Priest,
Childs,	N. R. Hill.	Rood,
Clement,	Holland.	Roof,
Climie,	Holt,	Roost,
Cochrane,	Houseman.	Ross,
Copley,	Huff,	Smith,
Dalton,	Hughes.	Sumner,
Doty,	Hurlbut,	Thayer,
Edwards,	Knapp,	Tobey,
Ferris,	Lamb,	Van Scoy,
Ferry,	Landon,	Walker,
Frost,	McGonegal,	Walton,
Garfield,	E. R. Miller,	Webster,
Gillam,	P. Mitchell,	Wells,
R. J. Grant.	W.H.C. Mitchell,	Speaker,
Gray,		

64

NAYS.

Mr. Barnaby,	Mr. Gorman,	Mr. R. C. Miller,
Cameron,	H. Haynes,	Pearl,
Coulter,	Kellogg,	Runyan,
Garrison,	N. L. Miller.	Williams,
Gibson,		

13

Title agreed to.

On motion of Mr. E. R. Miller,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 90, entitled

A bill to authorize the Cass county agricultural society to sell their fair grounds,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gillam,	Mr. Millington,
Adams,	R. J. Grant,	P. Mitchell,
Adsit,	Gray,	W.H.C. Mitchell,
Barnaby,	Green,	Montgomery,
Bates,	Greusel,	Norris,
Brockway.	Haack,	C. Y. Osburn,
Brown,	Hart,	J. M. Osborn,
Cameron.	H. Haynes,	Pattengell,
Cherry,	J. Haynes,	Pierson,
Childs,	Haywood,	Priest,
Clement,	Hazen,	Rood,
Climie,	N. R. Hill,	Roof,
Cochrane.	Holland,	Roost,
Congdon.	Houseman,	Ross,
Copley,	Huff,	Runyan,
Coulter.	Hughes,	Smith,
Crane,	Hurlbut,	Sumner,
Dalton,	Huston,	Thayer,
Doty,	Kellogg,	Tobey,
Edwards.	Knapp.	Van Scoy,
Ferris,	Lamb,	Walker,
Ferry,	Landon,	Walton,
Frost,	McGonegal,	Webster,
Garfield,	E. R. Miller,	Wells,
Garrison,	N. L. Miller,	Williams,
Gibson,	R. C. Miller.	Speaker,

78

NAYS.

0

Title agreed to.

On motion of Mr. Coulter,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 91, entitled

A bill to amend an act entitled "An act to incorporate the village of Plainwell, in the county of Allegan," approved March 26, 1869 ;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gray,	Mr. P. Mitchell,
Adams,	Green,	W.H.C. Mitchell,
Adsit,	Greusel,	Montgomery,
Barnaby,	Haack,	Norris,
Bates,	H. Haynes,	C. Y. Osburn,
Brockway,	J. Haynes,	J. M. Osborn,
Brown,	Haywood,	Pearl,
Cameron,	Hazen,	Pattengell,
Cherry,	N. R. Hill,	Pierson,
Childs,	Holland,	Priest,
Clement,	Holt,	Riford,
Cochrane,	Houselman,	Rood,
Congdon,	Huff,	Roof,
Copley,	Hughes,	Roost,
Coulter,	Hurlbut,	Ross,
Crane,	Huston,	Smith,
Dalton,	Kellogg,	Sumner,
Doty,	Knapp,	Thayer,
Edwards,	Lamb,	Tobey,
Ferris,	Landon,	Van Scoy,
Frost,	McGonegal,	Walker,
Garfield,	E. R. Miller,	Walton,
Garrison,	N. L. Miller,	Webster,
Gibson,	R. C. Miller,	Wells,
Gillam,	Millington,	Williams,
R. J. Grant,	Minne,	Speaker,
Gorman,		

79

NAYS.

0

The question being on agreeing to the title,

Mr. J. M. Osborn moved to amend the title by adding thereto the words, "also to add two new sections thereto ;"

Which motion prevailed.

The title, as amended, was agreed to.

On motion of Mr. Ferris,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 92, entitled.

A bill to provide for the levying and collecting of a school

tax in fractional school district No. 6, in the townships of Wright and Tallmadge, in the county of Ottawa;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. R. J. Grant,	Mr. W.H.C. Mitchell,
Adams,	Gorman,	Montgomery,
Adsit,	Gray,	Norris,
Barnaby,	Green,	C. Y. Osburn,
Bates,	Greusel,	J. M. Osborn,
Brockway,	Haack,	Pattengell,
Brown,	J. Haynes,	Pierson,
Cameron,	Haywood,	Priest,
Cherry,	Hazen,	Riford,
Clement,	N. R. Hill,	Rood,
Climie,	Holland,	Roof,
Cochrane,	Holt,	Roost,
Congdon,	Houseman,	Ross,
Copley,	Hughes,	Runyan,
Coulter,	Hurlbut,	Smith,
Crane,	Kellogg,	Sumner,
Dalton,	Knapp,	Thayer,
Doty,	Lamb,	Tobey,
Edwards,	Landon,	Van Scoy,
Ferris,	Little,	Walker,
Ferry,	E. R. Miller,	Walton,
Frost,	N. L. Miller,	Watkins,
Garfield,	R. C. Miller,	Wells,
Gibson,	Millington,	Williams,
Gillam,	P. Mitchell,	Speaker,

75

NAYS.

0

le agreed to.

motion of Mr. Gillam,

a vote of two-thirds of all the members elect, the bill was
d to take immediate effect.

use bill No. 93, entitled

ill to provide for the laying out, establishing, and con-
ng a State road in the county of Montcalm, and appro-
g certain non-resident highway taxes therefor,

read a third time, and, pending the taking of the vote on
sage thereof,

Mr. J. Haynes moved to amend by adding to section 5 the following :

"Provided, that in no case shall the State be liable for the construction of said road ;"

Which motion did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adam,	Mr. Gray,	Mr. P. Mitchell,
Adams,	Green,	W.H.C. Mitchell,
Adsit,	Greusel.	Montgomery,
Barnaby.	Haack,	C. Y. Osburn,
Bates,	H. Haynes,	Pearl,
Brockway,	J. Haynes.	Pierson,
Brown,	Haywood,	Priest,
Cameron,	Hazen,	Rood,
Cherry,	N. R. Hill.	Roof,
Childs,	Holland,	Ross,
Climie,	Houseman.	Runyan,
Cochrane,	Hughes,	Smith,
Copley,	Hurlbut,	Sumner.
Coulter,	Kellogg,	Thayer,
Crane,	Knapp,	Tobey,
Crofoot,	Lamb,	Van Scoy,
Dalton,	Landon,	Walker,
Doty,	Little,	Walton,
Edwards,	McGonegal,	Watkins,
Fenton,	E. R. Miller,	Webster,
Gibson,	R. C. Miller,	Wells,
R. J. Grant.	Millington,	Speaker,
Gorman.		

67

NAYS.

Mr. Congdon.	Mr. Garfield,	Mr. Pattengell.
Ferris.	N. L. Miller.	Riford,
Ferry,	Norris,	Roost,
Frost,	J. M. Osborn.	Williams,

12

Title agreed to.

On motion of Mr. Gray,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. J. Haynes moved that the vote by which the House passed the bill be reconsidered ;

Which motion did not prevail.

House bill No. 94, entitled

A bill for laying out and establishing a road in town three north, of range eleven west ;

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Brockway moved to strike out all after the enacting clause of the bill.

Mr. Watkins moved to recommit the bill to the committee on roads and bridges ;

Which motion prevailed.

House bill No. 95, entitled

A bill to amend section 5, of chapter 58, of the compiled laws of 1857, in relation to "Charitable societies,"

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adam,	Mr. Gillam,	Mr. P. Mitchell,
Adsit,	R. J. Grant,	W.H.C. Mitchell,
Atwood,	Gorman,	Norris,
Barnaby,	Gray,	Pearl,
Brockway,	Green,	Pierson,
Brown,	Greusel,	Post,
Cameron,	Haack,	Priest,
Cherry,	Harris,	Riford,
Childs,	Hart,	Rood,
Clement,	H. Haynes,	Roof,
Climie,	Haywood,	Roost,
Cochrane,	Hazen,	Ross,
Congdon,	N. R. Hill,	Runyan,
Copley,	Houseman,	Smith,
Coulter,	Huff,	Sumner,
Crane,	Hughes,	Thayer,
Crofoot,	Hurlbut,	Tobey,
Dalton,	Kellogg,	Van Scoy,
Doty,	Knapp,	Walker,
Edwards,	Lamb,	Watkins,
Fenton,	Landon,	Webster,

Mr. Ferris,
Ferry,
Frost,
Garfield,
Gibson.

Mr. Little,
McGonegal,
N. L. Miller.
Millington.

Mr. Wells,
White,
Williams,
Speaker.

76

NAYS.

Mr. E. R. Miller.

1

Title agreed to.

On motion of Mr. Brockway.

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 96, entitled

A bill to amend an act entitled "An act to incorporate the city of Pontiac," approved March 15, 1861, as amended March 18, 1865, and March 20, 1867, and March 30, 1869,

Was read a third time and passed, a majority of all the members voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,
Adams.
Adsit,
Atwood.
Brockway.
Brown.
Cameron.
Cherry.
Childs,
Clement.
Climie,
Cochrane,
Congdon,
Copley,
Coulter.
Crane.
Crofoot.
Dalton,
Doty,
Edwards.
Ferris,
Ferry,
Garfield.

Mr. Gillam,
R. J. Grant.
Gray,
Green,
Greusel.
Haack.
Hart,
H. Haynes.
Haywood,
N. R. Hill.
Houseman.
Huff,
Hughes.
Kellogg.
Knapp,
Lamb,
Landon,
Little,
McGonegal,
E. R. Miller.
N. L. Miller.
Millington,
Minne.

Mr. P. Mitchell,
W.H.C. Mitchell,
Norris,
Pierson.
Post,
Priest.
Riford,
Rood,
Roof.
Roost,
Ross,
Smith.
Sumner,
Thayer,
Tobey,
Van Scoy.
Walker,
Walton.
Watkins.
Webster,
White,
Speaker.

68

NAYS.

0

Title agreed to.

On motion of Mr. White,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 97, entitled

A bill to change the name of the First Congregational Society of Hastings, to First Presbyterian Society of Hastings,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Green,	Mr. Minne,
Adams,	Greusel,	P. Mitchell,
Adsit,	Haaack,	W.H.C. Mitchell,
Atwood,	Harris,	Montgomery,
Brockway,	Hart,	Moshier,
Brown,	H. Haynes,	Norris,
Cameron,	Haywood,	Pierson,
Cherry,	Hazen,	Post,
Childs,	N. R. Hill,	Priest,
Clement,	Holt,	Riford,
Climie,	Houseman,	Rood,
Cochrane,	Huff,	Roof,
Copley,	Hughes,	Roost,
Coulter,	Hurlbut,	Ross,
Crane,	Huston,	Sumner,
Doty,	Kellogg,	Thayer,
Edwards,	Knapp,	Tobey,
Ferris,	Lamb,	Van Scoy,
Ferry,	Landon,	Walker,
Frost,	Little,	Walton,
Garfield,	McGonegal,	Watkins,
Gillam,	E. R. Miller,	Webster,
R. J. Grant,	N. L. Miller,	White,
Gorman,	R. C. Miller,	Williams,
Gray,	Millington,	Speaker,

75

NAYS.

0

Title agreed to.

On motion of Mr. Cherry,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 98, entitled

A bill to amend section 1, of an act to amend sections 1, 7, and 26 of "An act to revise the charter of the village of Hastings," approved March 22, 1867. approved February 24, 1869,

Being under consideration,

On motion of Mr. R. J. Grant.

The bill was laid on the table.

House bill No. 99, entitled

A bill to amend an act entitled "An act to revise the charter of the village of Wayland," being act No. 366, of the session laws of the year 1869, approved March 30, 1869;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. R. J. Grant,	Mr. Millington,
Adams,	Gorman,	Minne,
Adsit,	Gray,	P. Mitchell,
Atwood,	Green,	W.H.C. Mitchell.
Brockway,	Greusel.	Norris,
Brown,	Haack,	J. M. Osborn.
Cameron,	Harris,	Pierson;
Cherry,	Hart,	Post,
Childs,	H. Haynes,	Priest,
Clement.	Haywood,	Riford,
Climic,	Hazen,	Roof,
Cochrane,	N. R. Hill.	Roost,
Congdon,	Holt,	Ross,
Copley,	Houseman.	Runyan,
Coulter,	Huff,	Sumner,
Crane,	Hughes,	Thayer,
Crofoot,	Hurlbut.	Tobey,
Doty,	Knapp,	Van Scoy
Edwards.	Lamb,	Walker,
Ferris,	Landon.	Walton,
Ferry,	Little,	Watkins,
Frost,	McGonegal,	Webster,
Garfield,	E. R. Miller,	Williams,
Garrison,	N. L. Miller,	Speaker,
Gillam,	R. C. Miller,	

NAYS.

Title agreed to.

On motion of Mr. Watkins,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 100, entitled

A bill to change the name of the Fort Street and Elmwood Railway Company,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. R. J. Grant,	Mr. R. C. Miller,	
Adams,	Gorman,	Millington,	
Adsit,	Gray,	Minne,	
Atwood,	Green,	W.H.C. Mitchell,	
Bates,	Greusel,	Montgomery,	
Brockway,	Haack,	Norris,	
Brown,	Harris,	J. M. Osborn,	
Cameron,	H. Haynes,	Pierson,	
Cherry,	J. Haynes,	Post,	
Childs,	Haywood,	Priest,	
Clement,	Hazen,	Riford,	
Climie,	N. R. Hill,	Rood,	
Cochrane,	S. W. Hill,	Roof,	
Congdon,	Holt,	Roost,	
Copley,	Houseman,	Ross,	
Coulter,	Huff,	Sumner,	
Crane,	Hughes,	Thayer,	
Crofoot,	Hurlbut,	Tobey,	
Doty,	Kellogg,	Van Scoy,	
Edwards,	Knapp,	Walker,	
Ferris,	Lamb,	Walton,	
Frost,	Landon,	Watkins,	
Garfield,	Little,	Webster,	
Garrison,	McGonegal,	Wells,	
Gillam,	E. R. Miller,	Williams,	
C. B. Grant,	N. L. Miller,	Speaker,	78

NAYS.

0

Title agreed to.

On motion of Mr. Brockway,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 101, entitled

A bill to authorize the township of Brighton, in the county of Livingston, to raise money by tax to pay certain bounties.

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. C. B. Grant,	Mr. Millington,
Adams,	R. J. Grant,	Minne,
Adsit,	Gorman,	P. Mitchell.
Atwood,	Gray,	W.H.C. Mitchell.
Bates,	Green,	Montgomery.
Brockway,	Greusel.	Norris,
Brown,	Haack.	J. M. Osborn,
Cameron,	Harris,	Pierson.
Cherry,	Hart,	Post,
Childs,	H. Haynes	Priest,
Clement.	J. Haynes.	Riford.
Climie,	Haywood.	Rood.
Cochrane.	Hazen,	Roof.
Congdon,	N. R. Hill,	Roost,
Copley,	S. W. Hill.	Ross,
Coulter,	Holt,	Runyan.
Crane,	Houseman,	Sumner,
Crofoot.	Hughes,	Thayer,
Doty,	Hurlbut,	Tobey,
Edwards.	Kellogg.	Van Scoy.
Ferris.	Knapp,	Walker,
Ferry,	Lamb,	Watkins,
Frost,	Little,	Wells,
Garfield.	McGonegal.	Williams.
Garrison.	E. R. Miller,	Speaker.
Gillam,	R. C. Miller.	

77

NAYS.

0

Title agreed to.

On motion of Mr. Ross,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Webster asked and obtained leave of absence for himself until Tuesday next, on account of sickness.

Mr. Montgomery asked and obtained leave of absence for himself for to-morrow forenoon.

On motion of Mr. Landon,

The House adjourned.

Lansing, Friday, February 17, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Fassett.

Roll called : quorum present.

Mr. Adams asked and obtained leave of absence for himself until Tuesday.

Mr. Barnaby asked and obtained leave of absence for himself from and after to-day until Tuesday.

Mr. Bates asked and obtained leave of absence for himself until Tuesday.

Mr. Climie asked and obtained leave of absence for himself from and after to-day until Tuesday.

Mr. Congdon asked and obtained leave of absence for himself until Tuesday.

Mr. Crofoot asked and obtained leave of absence for himself until Monday.

Mr. Garrison asked and obtained leave of absence for himself from to-day until Monday.

Mr. C. B. Grant asked and obtained leave of absence for himself from the hour of noon, to-day, until Monday.

Mr. Grosvenor asked and obtained leave of absence for himself until Tuesday.

Mr. C. Y. Osburn asked and obtained leave of absence for himself until Monday.

Mr. Pearl asked and obtained leave of absence for himself from to-day until Tuesday.

Mr. Ross asked and obtained leave of absence for himself until Monday, on account of sickness.

Mr. White asked and obtained leave of absence for himself until Tuesday.

QUESTION OF PRIVILEGE.

Mr. Hurlbut arose to a question of privilege. He desired to call the attention of the House to an article in the Detroit Daily Post of the 15th instant, headed "Unreasonable Jeal-

ousy," etc., which appeared in said paper as correspondence from Lansing, and he sent up to the Clerk, and desired to have read by that officer, the following extract from said article:

" LANSING, February 13, 1871.

" During the last few days there has been an unfortunate jealousy growing up in the House between the farmers, who are more numerous in that body, and the legal and other professions. Precisely how this feeling was started it is difficult to say, unless it may be because the lawyers are generally the most ready and trained debaters, and have done more than their fair share of the talking, as is natural from their professional habits. Nevertheless, the lawyers, merchants, miners, and lumbermen have manifested a proper disposition to sustain all the proper legislation asked for by the farmers. But, on Friday and Saturday, there had grown up such a feeling of jealousy that it certainly appeared as though certain motions and some legislation were opposed by some of the farmers, at least partly because the lawyers asked for it, and most of the miners and lumbermen favored it also. The bench and bar, pretty generally, throughout the State, had petitioned for the passage of the bill slightly increasing the salaries of the Supreme Court justices. For some reason, the debate on this bill took such a turn that there was manifested a disposition of hostility toward it, not only because of real, and honest, and respectable motives, but also because of prejudice against the legal profession. The bill was defeated in the House under these circumstances, notwithstanding it had readily passed the Senate. Saturday, a motion to reconsider was made for this reason, and because the vote defeating it, under the circumstances, did not clearly appear to be the deliberate and unprejudiced judgment of the House. Quite a large majority of the House were willing to reconsider, in order to let the bill lie upon the table, and be brought up and passed upon when the House should be in a calmer and fairer temper.

" In support of the motion to reconsider, Mr. Grosvenor, of Monroe,—who is one of the ablest, most conscientious, and

courteous gentlemen of the House,—made a speech, which was excellent in its tone and temper, and which was designed to restore harmony and good feeling. But Mr. Grosvenor is a lawyer; and, under the circumstances, as it appeared afterward, it might possibly have been better to have said nothing at all. At any rate, his tender of the olive-branch was ill-received by some, and a rather acrimonious debate followed, during which a number of expressions were made by members in which the jealousy against the legal profession was plainly expressed, in a manner scarcely permissible under the rules, and certainly not calculated to promote harmonious legislation. In order to stop this debate, and because it was then past the dinner hour, a member moved the previous question on the motion to reconsider. The Speaker understood that the previous question on the motion to reconsider not only applied to that motion, but would also apply to and force the final passage of the bill, cutting off all other motions whatsoever. The Speaker understood that this was not intended by the mover of the previous question, nor by the House, which evidently desired to reconsider for the purpose of laying the bill upon the table,—*not* of putting it immediately upon its final passage again. The Clerk called the attention of the Speaker to this, I am told, and I thought, because I was sitting close to the Speaker's desk, and watching the proceedings; but the Speaker did not explain or hint at any such operation of the previous question. The House ordered the previous question, and the vote which defeated the bill was reconsidered. Then a motion was made to lay the bill upon the table. The Speaker decided this out of order, and declared that no motion and no debate were in order, but that the bill must be put to vote upon its final passage again. He ruled down motions to adjourn, for a recess, etc., and would allow nothing except the direct vote, which was just what the House, by its vote to reconsider, had just declared it did not desire. The decision of the Speaker was appealed from, and barely sustained by the

House. The bill was then instantly put on its final passage, and, of course, again defeated, though by a less majority than before.

"The Speaker was known to be hostile to the bill, and to be himself one of the farmers. His rulings had wasted the work of the forenoon, so that the whole ground would have to be gone over again, with, perhaps, another and still more acrimonious debate on Monday. Consequently there was much sore feeling. Besides, the parliamentary authorities did not sustain his rulings.

"After dinner, the Speaker, having meanwhile more closely examined the subject, announced to the House, somewhat to its surprise, and much to the relief of those who deprecated the feeling that had arisen, that his rulings before dinner were wrong, and that the matter might be again taken up. The bill was then reconsidered, and laid upon the table for future action."

After the reading of the article, Mr. Hurlbut offered the following:

Whereas, A communication published in the Detroit Daily Post, of February 15th, inst., represented that the members of this House are divided into classes distinguished by professions, jealous of and warring upon each other;

And whereas, By keeping silence, the members of this House not only tacitly admit the truth of such statements, but, in a measure, become parties to the wrong; therefore,

Resolved, That the writer of the communication referred to has grossly and falsely misrepresented the spirit and action of this House, and, in so doing, has offered a gratuitous insult to this House and its presiding officer, and to the people at large in the person of their representatives.

Resolved, That this House do express their confidence in the ability, impartiality, and integrity of the presiding officer.

Resolved, That the editor of the Detroit Post be requested to publish the foregoing preamble and resolutions, with the vote of the House thereon.

Mr. Garrison moved to lay the resolutions on the table.

Mr. McGonegal demanded the yeas and nays.

The demand was seconded, and the motion to lay on the table did not prevail, by yeas and nays, as follows:

YEAS.

Mr. Adsit,	Mr. Gray,	Mr. Pattengell.
Bates,	Greusel,	Pierson.
Cochrane.	Grosvenor,	Post,
Dalton,	H. Haynes,	Runyan.
Doty,	J. Haynes.	Sumner.
Fenton,	Holt,	Swineford.
Garrison.	E. R. Miller.	Wells,
Gibson,	Pearl.	White,
C. B. Grant,		

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NAYS.

Mr. Adam,	Mr. Gorman.	Mr. Millington.
Adams.	Green,	Minne,
Barnaby,	Haack,	P. Mitchell,
Brockway,	Harris,	W.H.C. Mitchell
Brown,	Hart,	Moshier,
Cameron.	Hazen,	Norris,
Cherry,	N. R. Hill,	C. Y. Osburn,
Childs,	S. W. Hill.	J. M. Osborn,
Clement.	Holland,	Priest,
Climie,	Houseman.	Riford.
Congdon.	Huff,	Rood,
Copley,	Hughes,	Roof,
Coulter,	Hurlbut.	Roost.
Crane,	Huston,	Ross,
Edwards.	Kellogg.	Smith,
Ferris,	Knapp.	Thayer,
Ferry,	Lamb,	Tobey,
Frost,	Landon,	Van Scoy.
Garfield,	Little,	Walker.
Gillam,	McGonegal,	Walton,
R. J. Grant,	R. C. Miller,	Watkins,

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Mr. Huston moved to amend the resolutions by striking out the preamble and first resolution.

The Speaker called the Speaker *pro tem.* to the chair.

Mr. Climie demanded the previous question.

The demand was not seconded.

Mr. Brockway moved to amend the first resolution by striking out the words "grossly and falsely."

Mr. J. Haynes moved to amend the amendment by also striking out the word "misrepresented," and inserting the word "misunderstood."

Mr. Holland moved to refer the resolutions to a special committee of five, with instructions to report, to-morrow, what action, if any, is necessary in the matter.

Mr. C. B. Grant moved to amend the motion by referring the subject to the committee on military affairs ;

Which motion was withdrawn.

Mr. Grosvenor moved to amend the motion by referring the subject to the committee on State affairs :

Which was accepted.

Mr. Roost moved to lay the whole subject on the table.

Mr. Hurlbut demanded the yeas and nays.

The demand was seconded, and the motion did not prevail. by yeas and nays, as follows :

YEAS.

Mr. Adsit,	Mr. C. B. Grant.	Mr. N. L. Miller,
Bates,	Gray,	Post,
Clement.	Greusel,	Roost,
Doty,	Grosvenor.	Sumner,
Fenton.	H. Haynes.	Swineford,
Garfield,	Holt,	Van Scoy,
Garrison.	Little,	White,
Gibson,	E. R. Miller.	

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NAYS.

Mr. Adam,	Mr. Green,	Mr. W.H.C. Mitchell,
Adams,	Haack,	Moshier,
Atwood,	Harris,	Norris,
Barnaby,	Hart,	C. Y. Osburn,
Brockway.	J. Haynes,	J. M. Osborn,
Brown,	Haywood,	Pearl,
Cameron,	Hazen,	Pattengoll,
Cherry,	N. B. Hill,	Pierson,
Childs,	S. W. Hill.	Priest,
Climic,	Holland,	Riford,
Cochrane,	Houseman.	Rood,

Mr. Congdon,	Mr. Huff,	Mr. Roof,
Copley,	Hughes,	Ross,
Coulter,	Hurlbut,	Runyan,
Crane,	Kellogg,	Smith,
Dalton,	Knapp,	Thayer,
Edwards,	Lamb,	Tobey,
Ferris,	Landon,	Walker,
Ferry,	McGonegal,	Watkins,
Frost,	R. C. Miller,	Wells,
Gillam,	Millington,	Williams,
R. J. Grant,	Minne,	Speaker <i>pro tem.</i>
Gorman,	P. Mitchell,	68

Mr. Brockway demanded the previous question.

The demand was not seconded.

The question being on referring the resolutions to the committee on State affairs,

The motion did not prevail.

Mr. J. Haynes withdrew his amendment.

The amendment offered by Mr. Brockway was not agreed to.

The question recurring on the amendment offered by Mr. Huston,

Mr. Atwood demanded the yeas and nays.

The demand was seconded, and the motion to amend prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adams,	Mr. Gray,	Mr. Pearl,
Adsit,	Greusel,	Pattengell,
Atwood,	Grosvenor,	Pierson,
Bates,	Haack,	Post,
Cherry,	Harris,	Priest,
Clement,	Hart,	Riford,
Dalton,	H. Haynes,	Roof,
Doty,	J. Haynes,	Roost,
Edwards,	Hazen,	Runyan,
Fenton,	N. R. Hill,	Smith,
Ferris,	Holland,	Sumner,
Ferry,	Houseman,	Swineford,
Garfield,	Landon,	Van Scoy,
Garrison,	N. L. Miller,	Watkins,
Gibson,	P. Mitchell,	Wells,
C. B. Grant,	Moshier,	White,
R. J. Grant,	C. Y. Osburn,	Speaker <i>pro tem.</i>

NAYS.

Mr. Adam.	Mr. Gorman.	Mr. E. R. Miller.
Barnaby.	Green.	R. C. Miller.
Brockway.	Haywood.	Millington.
Brown.	S. W. Hill.	Minne.
Cameron.	Holt.	W.H.C. Mitchell.
Childs.	Huff.	Norris.
Climie.	Hughes.	J. M. Osborn.
Cochrane.	Hurlbut.	Rood.
Congdon.	Kellogg.	Ross.
Copley.	Knapp.	Thayer.
Coulter.	Lamb.	Tobey.
Crane.	Little.	Walker.
Frost.	McGonegal.	Williams.
Gillam.		

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On motion of Mr. Atwood.

The words "preamble and" were stricken from the third resolution.

The question being on the adoption of the second and third resolutions.

Mr. Holt called for a division of the question, that the vote might be taken on the resolutions separately.

On motion of Mr. Riford.

The resolutions were laid on the table.

On motion of Mr. White,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

Mr. Smith asked and obtained leave of absence for himself until Monday, on account of sickness.

Mr. N. R. Hill asked and obtained leave of absence for himself until Tuesday.

Mr. Watkins asked and obtained leave of absence for himself until Tuesday.

Mr. Adsit asked and obtained leave of absence for himself until Monday afternoon.

Mr. Ferris asked and obtained leave of absence for himself until Tuesday.

Mr. P. Mitchell asked and obtained leave of absence for himself until Tuesday.

Mr. Roost asked and obtained leave of absence for himself until Tuesday.

Mr. Brown asked and obtained leave of absence for himself until Tuesday.

Mr. Oberry asked and obtained leave of absence for himself until Tuesday.

PRESENTATION OF PETITIONS.

By Mr. Barnaby: Petition of Rufus F. Glass, Amos F. Albright, and 53 others, citizens of Isabella county, asking for the location of a public road running north and south through the center of the county, and for an appropriation of non-resident highway taxes for building the same;

Referred to the committee on local taxation.

By Mr. Dalton: Petition of Wm. B. Wesson, Geo. B. Russell, and 30 others, citizens of Hamtramck, for the organization of said village;

Referred to the committee on banks and incorporations.

By Mr. Adams: Petition of Sam. E. Perry, Geo. W. Howland, C. E. McAlister, and 76 others, citizens of Flint, asking that a law be passed requiring uniformity of text-books in our common schools;

By Mr. Van Scoy: Petition of J. J. Hinchy and 34 others, citizens of Clinton county, for the same purpose;

By Mr. C. B. Grant: Petition of J. H. Collins and 69 others, citizens of Washtenaw county, for the same purpose;

By Mr. Lamb: Petition of Chas. Ballard, O. P. Westover, Geo. N. Vail, and 160 others, citizens of Lapeer county, for the same purpose;

By Mr. Swineford: Petition of J. M. Wilkinson, V. B. Cochran, and 160 others, citizens of Marquette county, for the same purpose ;

By Mr. W. H. C. Mitchell: Petition of J. B. Haviland, Alonzo Hoxie, John Huffman, and 190 others, citizens of East Bay township, Grand Traverse county, for the same purpose ;

Also, petition of Abel Comstock, C. O. Curtis, A. A. Preston, and 49 others, citizens of Grand Traverse county, for the same purpose ;

Referred to the committee on education.

By Mr. C. B. Grant: Petition of J. H. Collins and 69 others, citizens of Ann Arbor, for the passage of a law compelling children to attend school ;

By Mr. Van Scoy: Petition of J. J. Hinchey and 34 others, citizens of Clinton county, for the same purpose ;

By Mr. Rood: Petition of E. A. Trickey, H. Townsend, G. W. Pitcher, and 28 others, citizens of Lapeer county, for the same purpose ;

By Mr. Swineford: Petition of V. B. Cochran, Peter White, and 136 others, citizens of Marquette county, for the same purpose ;

By Mr. W. H. C. Mitchell: Petition of Abel Comstock, C. O. Curtis, A. A. Preston, and 35 others, citizens of Grand Traverse county, for the same purpose ;

Referred to the committee on education.

By Mr. Frost: Remonstrance of J. J. Hodge and 13 others, citizens of Oakland county, against the repeal of the law creating the office of county superintendent of schools ;

Also, remonstrance of W. L. Winslow and 13 others, citizens of Pontiac, for the same purpose ;

Also, remonstrance of E. B. Comstock and 11 others, citizens of Oakland county, for the same purpose ;

Also, remonstrance of C. S. Fraser and 6 others, citizens of Pontiac, for the same purpose ;

Also, remonstrance of A. E. Hasting and 11 others, citizens of Oakland county, for the same purpose :

Also, remonstrance of M. S. Brewer and 3 others, citizens of Pontiac, for the same purpose;

Also, remonstrance of D. E. Wilber and 46 others, citizens of Oakland county, for the same purpose;

Also, remonstrance of C. T. Ingersoll and 4 others, citizens of Oakland county, for the same purpose;

By Mr. Ross: Resolutions of the Teachers' Association of Livingston county, for the same purpose;

By Mr. Rood: Remonstrance of E. P. Barrows and Y. Abbey, citizens of Ionia county, for the same purpose;

By Mr. W. H. C. Mitchell: Remonstrance of Able Comstock C. O. Curtis, A. A. Preston, and 44 others, citizens of Grand Traverse county, for the same purpose;

Referred to the committee on education.

By Mr. Hazen: Petition of Wm. Eaton, Chas. Groat, John A. Barton, and 20 others, citizens of St. Clair county, for the repeal of the law creating the office of county superintendent of schools;

By Mr. Van Scoy: Petition of Orsamus Pearl and 55 others, citizens of Clinton county, for the same purpose;

Referred to the committee on education.

By Mr. N. R. Hill: petition of A. Patterson and 27 others, citizens of the town of Tyrone, for the organization of a new county, to be known as Russell;

Also, petition of D. L. Shook and 50 others, citizens of Pierson, for the same purpose;

Also, petition of Isaac Mathews and 63 others, of the town of Maple Valley, for the same purpose;

Also, petition of David Swarhouse and 67 others, citizens of the town of Reynolds, for the same purpose;

Also, petition of S. Garrison and 30 others, citizens of the town of Winfield, for the same purpose;

Also, petition of Wm. French and 27 others, citizens of the town of Nelson for the same purpose;

Also, petition of C. C. Bicknell and 29 others, citizens of the town of Solon, for the same purpose ;

Referred to the committee on towns and counties.

By Mr. R. J. Grant: Remonstrance of the Grand Lodge of Good Templars of Michigan, against the repeal of any part of the prohibitory liquor law ;

Referred to the committee on judiciary.

By Mr. R. J. Grant: Memorial of the Grand Lodge of Good Templars of Michigan, for amendments to the prohibitory liquor law ;

Referred to the committee on judiciary.

By Mr. Copley: Petition of John Talbot and 83 others, citizens of Cass county, for the protection and preservation of fish in certain lakes in said county ;

Referred to the committee on fisheries.

By Mr. Coulter: Petition of J. N. Marshall, R. B. Norton, Levi Reams, L. D. Smith, and others, citizens of Cass county, for the repeal of the law prohibiting the catching of fish in ponds and lakes of said county in certain seasons of the year ;

Referred to the committee on fisheries.

By Mr. Ross: Petition of the board of supervisors of Livingston county, for the abolishment of office of Auditor General, and that the taxes be collected by the different counties ;

Referred to the committee on ways and means.

By Mr. Holt: Petition of E. D. Husted, S. J. Ackerman, J. N. Bradford, Wm. P. Conklin, and 100 others, citizens of Muskegon county, for the using of the unexpended swamp land appropriation by act No. 238, session laws 1863, for improving the Grand Rapids and Muskegon State road in the townships of Muskegon and Egleston, in Muskegon county ;

Referred to the committee on public lands.

By Mr. Adams: Remonstrance of S. R. Atherton, S. Lake, G. Chambers, and 200 others, citizens of Burton, Genesee county, against extending the limits of the city of Flint ;

Referred to the committee on banks and incorporations.

By Mr. Adams: Petition of R. C. Ripley, W. B. Colson, Wm. Clark, and 300 others, citizens of Flint, for an amendment to the charter of the city of Flint;

Referred to the committee on banks and incorporations.

By Mr. Clement: remonstrance of P. N. Keeler and 55 others, citizens of Jackson county, against incorporating the village of Grass Lake, in said county;

Referred to the committee on banks and incorporations.

By Mr. Gray: remonstrance of Abel Bells, Wm. Rice, N. Higbee, P. L. Fish, and 16 others, citizens of Newaygo county, against the organization of the county of Russell:

Referred to the committee on towns and counties.

By Mr. R. C. Miller: remonstrance of J. F. Cord, A. S. French, and 70 others, citizens of Montcalm county, against granting the city of Greenville more than one supervisor;

Referred to the committee on banks and incorporations.

By Mr. Haack: Memorial of the supervisor of the township of Blumfield, in regard to House bill No. 84, providing for detaching certain territory from Saginaw county, accompanied by a list of the taxable inhabitants residing in said territory.

On motion of Mr. Cochrane,

The memorial and list of inhabitants were referred to the committee on towns and counties, and were ordered printed in the journal.

The following is the memorial:

To the Honorable the House of Representatives:

The undersigned, supervisor of the township of Blumfield, respectfully represents that in the matter of detaching certain territory from the county of Saginaw and attaching the same to the county of Bay, as provided in House bill No. 84, a division of said township is involved. Your memorialist is of the opinion that the same principle which is applied in section 14, chapter 10, of the compiled laws, providing that no township shall be divided unless a majority of the taxable inhabitants *residing in the territory* to be detached desire it,

and apply in writing to the board of supervisors, should apply when a township is to be divided by action of the Legislature. The petition presented is signed by more non-residents than by residents of the territory in question, and the accompanying list of the taxable inhabitants of the same, taken from the assessment-roll of the year 1870, will, if referred to your committee on towns and counties, enable them to ascertain whether a majority of the residents signed the petition.

The misrepresentations of the document, signed by the highway commissioners of the township of Portsmouth, are contradicted by the highway record of the township of Blumfield. and the false assertion that ninety-nine hundredths of the inhabitants of the territory named in the petition are American.—in the face of the fact that only a minority of them are native-born, while the majority are American citizens of German, English, Irish, and other nativities,—is a mere attempt to prejudice an American Legislature, which, I trust, will be utterly disregarded.

BERNHARD HAACK,

Supervisor of the Township of Blumfield.

The following is the list of inhabitants accompanying the memorial :

A list of all the taxable inhabitants residing on the part of the territory sought to be detached from the township of Blumfield, in the county of Saginaw, and to be attached to Bay county, whose names appear on the last preceding assessment-roll of the supervisor of said township. (Section 14. Article 10, C. L.)

John Barron,
Nat. Burnetty,
John Crompton,
Jos. Contign,
Robert Davis,
Lyman Garrison.
Edward Hazen,

Peter Munson,
Edmond Osborn,
Martin Powell,
James Riley,
Balth. Schubel,
Albert Schuler,
Henry Schuler,

Joseph Hazen,
Thomas Histed,
Walter Hosmer,
M. B. Kellogg,
Wm. H. Lewis,
Andrew Lovejoy,
Anson Miller,
Thos. McKinney,
Fred Megow,

John Sommerfield,
Jared P. Sutton,
Nicholas Thayer,
Freman Titsworth,
John Van Buren,
James Ward,
John Woods,
John Watts.

I do hereby certify that the foregoing list contains the names of *all the taxable inhabitants* of the south half of town 13 north, of range 6 east, that appear on the assessment-roll of the township of Blumfield, for 1870.

B. HAACK,
Supervisor.

REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bill:

House bill No. 24, entitled

A bill respecting the collection of a certain ditch tax in the township of Lapeer, county of Lapeer, for the year 1870, and for the reassessment of the same;

Also, House bill No. 58, entitled

A bill to amend sections 1, 12, and 16, chapter 5, section 1, of chapter 7, and section 8, of chapter 8, of an act entitled "An act to incorporate the city of Corunna," approved March 12, A. D. 1869;

Also, House manuscript bill, being

A bill to authorize school district No. 5, of the township of Wellington, in the county of Tuscola, to issue bonds to aid in the construction of a school house in said district.

JOHN LONDON, *Chairman.*

Report accepted.

By the committee on internal improvements:

The committee on internal improvements, to whom was referred

A bill to amend an act entitled an act to amend section 43 of an act entitled "An act to provide for the incorporation of railroad companies," approved Feb. 12, 1855, as amended by an act amendatory thereof, approved March 27, 1867, as amended by act No. 33, approved March 13, 1869;

Also, two petitions asking for the passage of such bill;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

W. H. HURLBUT, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

The petitions were laid on the table.

By the committee on internal improvements:

The committee on internal improvements, to whom was referred

A bill to repeal act No. 53, session laws of 1846, entitled "An act to authorize Amos Brown and Elisha Doan to build a dam across the St. Joseph river, and authorize Edwin Stewart, Lewis B. Lyman, Hosea Barnaby, Abram H. Voorhees, and Joshua P. Doan to erect a dam across the St. Joseph river;

Also, petition asking for the passage of said bill;

Respectfully report that they have had the same under consideration, and have directed me to report the bill back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

W. H. HURLBUT, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on the State library :

The committee on the State library report herewith the following bill :

A bill to amend sections 1 and 2, of act No. 300, of session laws of 1850, being section 193 and 194, chapter 7, of the compiled laws, entitled "An act to provide for the better management and care of the State library,"

And recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Acting Chairman.*

Report accepted and committee discharged.

The bill was read a first and second time by its title, ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on the State library :

The committee on the State library report herewith the following bill :

A bill to repeal act No. 153, session laws 1851, being sections 200, 201, 202, and 203, chapter 7, of the compiled laws,

And recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Acting Chairman.*

Report accepted and committee discharged.

The bill was read a first and second time by its title, ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs :

The committee on State affairs, to whom was referred

A bill to amend section 47 and repeal sections 41, 42, 43, 48, 52, and 53, of the session laws of 1869, being "An act to revise and consolidate the several acts relative to the support and maintenance of poor persons," approved April 5th, 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the

House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. CAMERON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Joint resolution providing for the distribution of the highway laws to certain county and township officers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. CAMERON, *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on mines and minerals:

The committee on mines and minerals, to whom was referred

A bill to amend section 17, of chapter sixty-three, being section 1815 of the compiled laws, relative to the individual liability of stockholders in mining and manufacturing companies,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

SAM. W. HILL, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to lay out, establish, and improve a State road in the counties of Midland and Saginaw,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Little,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to provide for the laying out and establishing a State road from Tyre, in the township of Austin, Sanilac county, to the shore of Lake Huron,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Landon,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to amend sections 3 and 4, of chapter 27, of the revised statutes of 1846, entitled "Of the erection, repairing, and preservation of bridges," being section 110 of the compiled laws,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill appropriating certain non-resident highway taxes in the township of Washington, Gratiot county, for the improvement of the Greenbush and Gratiot State road,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

Mr. Walker moved that the House concur in the amendment made by the committee;

Which motion prevailed.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to incorporate the village of Muir,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. D. GARRISON, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was recommit-
mitted

A bill to organize the county of Schoolcraft.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

N. L. MILLER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Pattengell,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to organize the township of Surrey, in the county of
Clare,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do

pass, and ask to be discharged from the further consideration of the subject.

N. L. MILLER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to organize the township of Winterfield, in the county of Clare,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

N. L. MILLER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to provide for the formation of joint stock companies for the purpose of owning and maintaining riding parks,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without full concurrence, yet recommending that the bill be printed and referred to the committee of the whole, and placed on the general order, and ask to be discharged from further consideration of the subject.

W. D. GARRISON, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Moshier,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred Senate bill No. 38, being

A bill to amend sections 1, 2, 4, and 5, of act No. 235, of the session laws of 1849, relating to the incorporation of the Grand Lodge of Free and Accepted Masons of Michigan, and to repeal act No. 69, of the session laws of 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. D. GARRISON, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred Senate bill No. 48, being

A bill to amend sections 11, 12, 13, and 26, of act 180, of the session laws of 1865, entitled "An act to incorporate the village of Otsego," approved March 15th, 1865.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that ~~the~~ amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

W. D. GARRISON, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Gillam,

The House concurred in the amendment made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to organize the township of Manistique, in the unorganized county of Schoolcraft,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

H. T. BARNABY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Swineford,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on military affairs:

The committee on military affairs, to whom was referred

A bill to amend section 1, of act No. 75, of the session laws of 1867, being an act entitled "An act to exempt soldiers, sailors, and marines from the payment of a capitation or poll-tax," approved March 21, 1867,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

C. W. WATKINS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred Senate bill No. 36, being

A bill to change the names of Jennie Geroy and Marcus E. Geroy, to Mary Jennie Russell and Herbert Marcus Russell, and that they be constituted heirs-at-law of Lucien P. Russell,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

GEO. F. GILLAM, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred the petition of Charles Brown and Thomas Calvert, that the name of Charles Brown be changed to Charles Brown Calvert,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying bill, entitled

A bill to change the name of Charles Brown to Charles Brown Calvert,

Recommending that the bill do pass, and ask to be discharged from the further consideration of the subject.

G. F. GILLAM, *Acting Chairman.*

Report accepted and committee discharged.

The bill was read a first and second time by its title, ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on public lands:

The committee on public lands, to whom was referred

A bill to provide for laying out and establishing a State road in the township of Eagle Harbor, in the county of Keweenaw,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the

House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

EZRA HAZEN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on local taxation:

The committee on local taxation, to whom was referred

A bill to authorize the village of Caro to raise, by tax, money to aid in the construction of a court-house for the county of Tuscola,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

A. H. CRANE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Huston,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend act No. 352, of the session laws of A. D. 1867, being an act entitled "An act to set off and incorporate a portion of the townships of Grand Haven and Spring Lake, in the county of Ottawa, into a city by the name of the city of Grand Haven," by the addition of a new section, to stand as section 89,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations :

The committee on banks and incorporations, to whom was referred Senate bill No. 40, being

A bill to incorporate the village of Coopersville,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Norris,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on education :

The committee on education, to whom was referred

A bill to authorize the trustees of the Michigan Collegiate Institute of Leoni, to sell and convey certain real estate,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, recommending that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. B. GRANT, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education :

The committee on education, to whom was referred

A bill to provide for the assessment of taxes in school districts, fractional, situated in two or more counties,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, for the reason that section 84 of the school law amply provides for the objects designed to be accomplished by said bill, and ask to be discharged from the further consideration of the subject.

C. B. GRANT, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. J. M. Osborn,

The bill was laid on the table.

By the committee on education :

The committee on education, to whom was referred the petition of Hon. G. C. Jones, and others, citizens of Dowagiac, asking for the building of another State normal school to be located at Dowagiac ; and, also,

A bill to establish an additional State normal school,

Respectfully report that they have had the same under consideration, and have directed me to report the petition and said bill back to the House, recommending that the bill be printed and placed upon the general order, and ask to be discharged from the further consideration of the subject.

C. B. GRANT, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Coulter,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary respectfully report the following entitled bill :

A bill to amend section 6, of chapter 91, of the revised statutes of 1846, being section 3612, in chapter 116, of the compiled laws, relative to the jurisdiction of judges of probate,

Recommending that the bill do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

The bill was read a first and second time by its title, ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill to amend chapter 95 of the compiled laws by adding a new section thereto, to stand as section 16 of said chapter, extending to executors and administrators power over land contracts in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill to provide for paying the expense of certain ditches made under the drain laws, in Saginaw county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, February 16, 1871.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 49, entitled

A bill to amend section 56, of chapter 10, of the compiled laws, in relation to reports of prosecuting attorneys;

2. Senate bill No. 54, entitled

A bill to change the names of James Selkrig, Electa C. Selkrig, Portia Mariah Selkrig, Charles Vassar Selkrig, Lucia Senoretta Selkrig, Matthew Vassar Selkrig, and Catherine Vassar Selkrig, to surname of Selkirk;

3. Senate bill No. 60, entitled

A bill to amend section 106, act 169, laws of 1869, being an act to provide for a uniform assessment of property, and for the collection and return of taxes thereon;

4. Senate bill No. 63, entitled

A bill to amend section 457 of the compiled laws, relative to notaries public;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on State affairs.

The third named bill was read a first and second time by its title, and referred to the committee on ways and means.

The fourth named bill was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker also announced the following:

SENATE CHAMBER,)
Lansing, February 16, 1871.)

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 56, entitled

A bill to provide for the erection of an addition to the present Asylum for the Insane at Kalamazoo, and for other purposes,

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

The Speaker also announced the following:

SENATE CHAMBER,)
Lansing, February 16, 1871.)

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 47, entitled

A bill to incorporate the village of Vermontville;

2. Senate bill No. 50, entitled

A bill to detach certain territory from the township of Stronach, in the county of Manistee, and to attach such territory to the township of Filer;

3. Senate bill No. 51, entitled

A bill to authorize the Adrian Church Association to convey certain real estate;

4. Senate bill No. 55, entitled

A bill to change the name of Ernest Meddau to Ernest McCullough, and to constitute him the heir-at-law of John McCullough, of Genesee county, Michigan ;

5. Senate bill No. 57, entitled

A bill to provide for the purchase of books for the State library ;

6. Senate bill No. 61, entitled

A bill to lay out and establish a State road in the counties of Midland and Gladwin, and to appropriate certain non-resident highway taxes for the construction thereof ;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

The second named bill was read a first and second time by its title, and referred to the committee on towns and counties.

The third named bill was read a first and second time by its title, and referred to the committee on judiciary.

The fourth named bill was read a first and second time by its title, and referred to the committee on State affairs.

The fifth named bill was read a first and second time by its title, and referred to the committee on State library.

The sixth named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, February 16, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following joint resolutions :

1. House manuscript joint resolution, entitled

Joint resolution asking Congress for an appropriation of money to construct a breakwater for a harbor of refuge at Mackinaw City, in the straits of Michilimackinac ;

2. House manuscript joint resolution, entitled

Joint resolution asking Congress for an appropriation to construct a light-house and fog-bells at the mouth of Little Traverse Bay, in the State of Michigan ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The joint resolutions were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, February 16, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bills :

1. House bill No. 62, entitled

A bill to change the name of the Spring Lake Salt Company, of Spring Lake, in the county of Ottawa, to that of the Magnetic Mineral Spring Company, of Spring Lake, Michigan ;

2. House bill No. 77, entitled

A bill to repeal act No. 112, of the session laws of 1848, entitled “An act to authorize Peter M. Kinde to build a dam across Grand river ;”

3. House bill No. 79, entitled

A bill to amend section one of an act entitled “An act to authorize the introduction of water into, and the construction or purchase of hydraulic works in the cities and villages in the State of Michigan,” approved August 4th, 1870 ;

4. House manuscript bill, entitled

A bill to extend the time for the collection of taxes in the township of Watertown, in the county of Clinton, for the year 1870;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The bills were referred to the committee on engrossment and enrollment; for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,)
Lansing, February 16, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House bill No. 25, entitled

A bill making an appropriation for the support of the State Agricultural College, to pay arrearages of the same, and to pay the expenses of the State Board of Agriculture,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

On motion of Mr. Hart,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

NOTICES.

Mr. C. Y. Osburn gave notice that on some future day he would ask leave to introduce

A bill to incorporate the village of Laingsburgh.

Mr. Bates gave notice that on some future day he would ask leave to introduce

A bill to authorize Bay City to borrow money and issue bonds therefor, to construct a plank road from Bay City to Carr's Corners, in the county of Tuscola :

Also,

A bill to provide for the drainage and reclamation of swamp lands, by deepening and improving the outlet of Duck Lake, in township nineteen north, of range six east, in Bay county :

Also,

A bill to amend sections four and five of an act entitled "An act to authorize the formation of gymnastic associations."

Mr. J. Haynes gave notice that on some future day he would ask leave to introduce

A bill to lay out and establish the Alpena and Antrim State road, and making an appropriation of State swamp lands therefor ;

Also,

A bill to provide for the completion and improvement of the Midland and Isabella State road, and making an appropriation of non-resident highway taxes therefor.

Mr. W. H. C. Mitchell gave notice that on some future day he would ask leave to introduce

A bill to organize the township of White, in the unorganized county of Missaukee.

Mr. S. W. Hill gave notice that on some future day he would ask leave to introduce

A bill to lay out and establish a swamp land State road from Copper Harbor, across the mineral range and the valley of the Montreal river, to the northwest quarter of section 35, town 58 north, range 29 west, on Bete de Gris, in the county of Keweenaw ;

Also,

A bill to lay out and establish a swamp land State road from Gratiot river, in the line of the mineral range State road, in the township of Clifton, county of Keweenaw, to the head of Torch Lake, in the township of Schoolcraft, county of Houghton.

Mr. Rood gave notice that on some future day he would ask leave to introduce

A bill to detach certain territory from Tuscola county, and attach the same to Lapeer county.

Mr. Walton gave notice that on some future day he would ask leave to introduce

A bill to protect the people from patent-right swindlers.

Mr. Pattengell gave notice that on some future day he would ask leave to introduce

A bill to amend an act entitled "An act to provide for the construction of tram railways."

Mr. Roost gave notice that on some future day he would ask leave to introduce

A bill to amend act one hundred and twelve of the session laws of 1869, entitled "An act to promote immigration."

Mr. Little gave notice that on some future day he would ask leave to introduce

A bill to revise and amend the charter of the village of Chesaning, in the county of Saginaw.

Mr. Holt gave notice that on some future day he would ask leave to introduce

A bill to amend an act entitled "An act to incorporate the city of Muskegon."

Mr. Huston gave notice that on some future day he would ask leave to introduce

A bill to determine the width of the Goodrichville and Lower Saginaw State road in the townships of Millington, Vassar, Tuscola, and Denmark, in the county of Tuscola;

Also,

A bill to authorize the township of Millington, Tuscola county, to vote a tax to establish a township library ;

Also,

A bill to aid in the completion of the Cass river and Bay City State road, and making an appropriation of non-resident highway taxes for the same :

Also,

A bill to establish a State ditch in Tuscola, Saginaw, and Bay counties, and making an appropriation of non-resident highway tax for the construction of the same ;

Also,

A bill to provide for judgments and costs in mandamus cases ;

Also,

A bill to change the name of Edna F. Flowers to Edna F. June.

Mr. C. Y. Osburn gave notice that on some future day he would ask leave to introduce

A bill to regulate foreign insurance companies.

INTRODUCTION OF BILLS.

Mr. Hughes, unanimous consent being given, introduced

A bill to amend act No. 14, of the session laws of 1869, entitled "An act to amend an act entitled 'An act to extend aid to the University of Michigan.'"

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Atwood, previous notice having been given and leave being granted, introduced

A bill to incorporate the village of Williamston.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Riford, unanimous consent being given, and leave being granted, introduced

A bill to authorize boards of supervisors to provide for the purchase of Brown's Michigan Nisi Prius Reports.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Riford, previous notice having been given and leave being granted, introduced

A bill to provide for the protection of fruit trees in Berrien county, Michigan.

The bill was read a first and second time by its title, and referred to the committee on agriculture.

Mr. J. Haynes, previous notice having been given and leave being granted, introduced

A bill to provide for laying out and constructing a State road in Clare and Rosecommon counties, and making an appropriation of non-resident highway taxes therefor.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Houseman, previous notice having been given and leave being granted, introduced

A bill ceding the jurisdiction of this State over certain lands owned by the United States.

The bill was read a first and second time by its title, and referred to the committee on federal relations.

Mr. Bates, unanimous consent being given, introduced

Joint resolution requesting our Senators and Representatives in Congress to use their influence to secure the passage of a law providing for holding terms of court of the United States at some point on Saginaw river, and at Houghton.

The joint resolution was read a first and second time by its title, and,

On motion of Mr. Bates,

The rule requiring the second and third reading of bills to be on different days was suspended, and the joint resolution was put upon its immediate passage.

The joint resolution was then read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Swineford moved to amend the joint resolution by

striking out the word "Houghton," and inserting the word "Marquette," in lieu thereof.

Mr. Brockway moved to amend the motion by inserting before the word "Marquette," the word "or;"

Which motion did not prevail.

Mr. Bates moved to amend the joint resolution by striking out the word "Houghton," and inserting in lieu thereof the following: "at some convenient point in the Upper Peninsula;"

Which motion prevailed.

The joint resolution was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gibson,	Mr. Millington,
Adams,	Gillam,	Minne,
Adsit,	C. B. Grant,	P. Mitchell,
Atwood,	R. J. Grant,	W.H.C. Mitchell,
Barnaby,	Gray,	Moshier,
Bates,	Green,	Norris,
Brockway,	Grensel,	J. M. Osborn.
Brown,	Haack,	Pearl,
Cameron.	Hart,	Pierson.
Cherry,	H. Haynes,	Post,
Childs,	J. Haynes,	Priest,
Clement,	Haywood,	Riford,
Cochrane,	S. W. Hill,	Rood,
Copley,	Houseman,	Roost,
Coulter,	Huff,	Runyan,
Crane,	Huston,	Sumner,
Dalton,	Kellogg,	Swineford.
Doty,	Knapp,	Thayer,
Edwards,	Lamb,	Van Scoy,
Fenton,	Landon,	Walker,
Ferris,	Little,	Walton,
Ferry,	McGonegal,	Watkins.
Frost,	E. R. Miller,	Wells,
Garfield,	N. L. Miller,	Williams,
Garrison,	R. C. Miller,	Speaker,

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NAYS.

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The question being on agreeing to the title and preamble,
On motion of Mr. Bates,

The title was amended by striking out the word "Houghton," and inserting in lieu thereof: "at some convenient point in the Upper Peninsula."

The title and preamble, as amended, were then agreed to.

The motion to amend did not prevail.

Mr. Barnaby, previous notice having been given and leave being granted, introduced

A bill to provide for laying out and constructing a State road in the county of Isabella, and appropriating certain non-resident highway taxes for the construction of the same.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Copley, previous notice having been given and leave being granted, introduced

A bill to provide for the protection and preservation of fish in certain lakes in the county of Cass.

The bill was read a first and second time by its title, and referred to the committee on fisheries.

Mr. Hoyt, previous notice having been given and leave being granted, introduced

A bill relating to the right of dower of married women in the lands of their deceased husbands, and to repeal all acts inconsistent therewith.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Cochrane, unanimous consent being given, introduced

A bill to repeal an act entitled "An act for the maintenance and regulation of a bridge at Ives' Dock, in the town of Springwells."

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Dalton, previous notice having been given and leave being granted, introduced

A bill to amend act No. 412, of the session laws of 1869, entitled an act to amend act No. 38, entitled "An act to

prevent fishing with seines and every kind of continuous nets, in the counties of Branch, Livingston, Cass, St. Joseph, Kent, Ionia, Genesee, Roscommon, Calhoun, or in any of the lakes, rivers, or small streams of Macomb county," approved March 9th, 1869.

The bill was read a first and second time by its title, and referred to the committee on fisheries.

Mr. Dalton, unanimous consent being given, introduced

A bill to regulate the execution and transfer of notes or other obligations given for patent rights.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Dalton, previous notice having been given and leave being granted, introduced

A bill to incorporate the village of Hamtramck, in the county of Wayne.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Lamb, previous notice having been given and leave being granted, introduced

A bill to provide for the laying out, establishing, and constructing a State road in the county of Lapeer, and appropriating certain non-resident highway taxes for same.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Post, previous notice having been given and leave being granted, introduced

A bill to provide for a fund for the erection or purchase of suitable buildings for a Homeopathic State Hospital, and for the payment of the salaries of two professors in the medical department of the University of Michigan.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Moshier, previous notice having been given and leave being granted, introduced

A bill to repeal act No. 271 of the session laws of 1848, being an act entitled "An act to incorporate the Flint and Fentonville plank road company," approved April 3, A. D. 1848.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. R. C. Miller, previous notice having been given and leave being granted, introduced

A bill making an appropriation to complete the State road from Follett & Shoemaker's mill, in the town of Fairplain, to the village of Greenville, in Montcalm county.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. C. B. Grant, unanimous consent being given, introduced

Joint resolution authorizing the Governor to issue testimonial certificates to honorably discharged Michigan soldiers and sailors;

• The joint resolution was read a first and second time by its title, and referred to the committee on military affairs.

Mr. J. Haynes, unanimous consent being given, introduced

A bill to provide for the completion and improvement of the Midland and Isabella State road, and making an appropriation of non-resident highway taxes therefor;

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Rood, unanimous consent being given, introduced

A bill to detach certain territory from Tuscola county, and attach the same to Lapeer county;

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Atwood, unanimous consent being given, introduced

A bill to change the name of Franklin Dwight Smith to Franklin Dwight Martin, and to constitute him the heir at law of John Clark Martin and Maria Louisa Martin, of Ingham county, Michigan.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Adams, unanimous consent being given, introduced

A bill to amend sections 1, 3, 5, 6, 7, 8, 9, 16, 22, 23, 24, 26, 29, 30, 34, 36, 37, 38, 39, 42, 43, 45, 50, 56, 57, and 60, of an act to revise the charter of the city of Flint, approved March 20, 1867, and to repeal sections 27 and 28 of said act.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. McGonegal, previous notice having been given and leave being granted, introduced

A bill to provide for a board of public works in the city of Detroit.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Grosvenor, previous notice having been given and leave being granted, introduced

A bill to revise the charter of the city of Monroe.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

MOTIONS AND RESOLUTIONS.

Mr. J. Haynes offered the following :

Resolved, That the rule requiring notice to be given prior to the introduction of bills and joint resolutions, be suspended for the remainder of the session ;

Which was adopted.

Mr. J. Haynes offered the following :

Resolved, That when the House adjourn this day, it be until Monday next, at 10 o'clock A. M. ;

Mr. Huston moved to amend by striking out " 10 o'clock A. M.," and inserting " 2 o'clock P. M.," in lieu thereof ;

Which amendment was accepted.

Mr. Brockway demanded the yeas and nays.

The demand was seconded, and the resolution was adopted, by yeas and nays, as follows :

YEAS.

Mr. Adams.	Mr. R. J. Grant,	Mr. Millington,
Adsit,	Gray,	W.H.C. Mitchell,
Barnaby.	Green,	Norris,
Bates,	Haack,	Pearl,
Brown.	H. Haynes,	Pattengell.
Cameron.	J. Haynes,	Pierson,
Cherry,	Haywood,	Post,
Clement.	N. R. Hill,	Priest,
Climie,	Holt,	Riford,
Cochrane,	Houssman,	Roost.
Crane,	Huff,	Runyan.
Dalton.	Huston,	Sumner,
Doty,	Knapp,	Swineford,
Edwards.	Little,	Thayer,
Fenton,	McGonegal,	Walker.
Gibson,	E. R. Miller,	Watkins.
Gillam,	N. L. Miller,	Wells,
C. B. Grant,		

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NAYS.

Mr. Adam,	Mr. Frost,	Mr. R. C. Miller,
Atwood.	Garfield,	Minne,
Brockway,	Greusel,	P. Mitchell,
Childs,	Hart,	J. M. Osborn.
Copley.	S. W. Hill,	Rood,
Coulter,	Kellogg.	Van Sooy,
Ferris,	Lamb,	Williams,
Ferry,	Landon,	

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Mr. J. Haynes moved to take from the table the following report of the committee on rules:

The committee on rules and joint rules report the following amendments to the rules of the House:

Rules 66 and 67 to be placed in chapter 4, and numbered 23 and 24 respectively, and re-number the remaining rules.

Amend Rule 24 by striking out the words "whether withdrawn, rejected, or adopted," and inserting in lieu thereof "unless withdrawn or ruled out of order by the Speaker."

Amend Rule 38 by adding: "The title or enacting words of a bill or joint resolution shall not be amended or stricken out."

Amend Rule 39 by striking out "salines," changing "banks and incorporations" to "private corporations;" adding a new

committee, called "municipal corporations;" reducing the committee on internal improvements from 7 to 5; increasing the committees on supplies and expenditures, and State library, from 3 to 5; striking out "committee on Indian affairs," and adding "committee on drainage," and numbering the committees so that, when so amended, the rule will read as follows:

RULE 39. The following standing committees, to consist of five members each, shall be appointed at the commencement of the session:

1. Ways and Means.
2. State Affairs.
3. Judiciary.
4. Harbors.
5. Elections.
6. Federal Relations.
7. Private Corporations.
8. Public Lands.
9. Printing.
10. Agriculture.
11. Towns and Counties.
12. Education.
13. Rules and Joint Rules.
14. Engrossment and Enrollment.
15. Roads and Bridges.
16. Agricultural College.
17. Asylum for the Insane.
18. Asylum for the Deaf, Dumb, and Blind.
19. Reform School.
20. Geological Survey.
21. Military Affairs.
22. State Prison.
23. Mines and Minerals.
24. Manufactures.
25. Lumber Interests.
26. Religious and Benevolent Societies.

27. Insurance.
28. Local Taxation.
29. Immigration.
30. Fisheries.
31. Internal Improvements.
32. Municipal Corporations.
33. Supplies and Expenditures.
34. State Library.
35. Drainage.

Amend Rule 35 by striking out the words "through by the Clerk, and then read," in the second and third lines.

Amend Rule 48 by inserting after "purposes" the words "or altering or amending any act of incorporation granted prior to 1850."

Amend Rule 52—strike out "1857," and insert the words "the last general compilation." Also by inserting the word "compilers" before "section," and the word "the" between the words "and" and "chapter."

Amend Rule 53, so as to read as follows:

RULE 53. Bills or joint resolutions which have been considered in committee of the whole, may be amended by the House by a vote of two-thirds of all the members elect. When any bill or joint resolution, considered in committee of the whole, shall have been recommitted, any amendments made thereto by the committee may be concurred in by a majority vote. Bills or joint resolutions placed on the order of third reading or their final passage, without having been considered in committee of the whole, may be amended prior to their passage, by a majority vote.

Also, by adding a new rule, as follows:

RULE 57. For the purposes of amendment, the preamble of a bill or joint resolution shall be considered as a part of the bill or joint resolution to which it is attached; but on the final passage of any bill or joint resolution, the preamble shall be considered with the title.

Amend Rule 28, so as to read as follows :

RULE 28. On a motion for the previous question, the first vote shall be taken on ordering it, which if decided affirmatively, the next question shall be on seconding the demand, which shall be in this form : "Shall the main question be now put ?" which shall be decided by a majority of the members present, by a rising vote. After ordering the previous question, and prior to seconding the same, a call of the House shall be in order, or the yeas and nays may be demanded, but after seconding such motion, no call or motion shall be in order prior to a decision of the main question. The effect of the previous question shall be to put an end to all debate, and bring the House to a direct vote upon a motion to commit, if such motion shall have been made ; and if this motion does not prevail, then upon amendments reported by a committee, if any ; then upon pending amendments, and then upon the main question. When a motion to reconsider is taken under the operation of the previous question, and is decided in the affirmative, the previous question shall have no operation upon the question to be reconsidered. If the House shall refuse to order the main question, the consideration of the subject shall be resumed, as though no motion for the previous question had been made ;

Which motion prevailed.

Mr. J. Haynes moved to amend rule 39 by adding thereto, " 36. University and Normal School," and inserting the words "and Salt" after "Lumber ;"

Which motion prevailed.

The report of the committee was then adopted.

Mr. Gray moved to take from the table House bill No. 68, entitled

A bill to incorporate the city of Greenville ;

Which motion prevailed.

On motion of Mr. Gray,

The bill was recommitted to the committee on banks and incorporations.

Mr. Hurlbut moved that the committee on judiciary be instructed to act in conjunction with the committee on internal improvements of the House and State affairs of the Senate in considering that part of the Governor's message relating to the Portage Lake and Lake Superior Ship Canal ;

Which motion prevailed.

Mr. Huston offered the following :

Resolved, That the State Librarian be and is hereby authorized to purchase for the use of the House of Representatives, six copies of Cooley's Constitutional Limitations, to be placed in the State Library ;

Which was adopted.

Mr. Minne moved to take from the table House bill No. 83, entitled

A bill to repeal act number four hundred and two of the session laws of 1869, entitled "An act to provide for laying out and establishing a State road in the counties of Macomb and St. Clair ;"

Which motion prevailed.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adsit,	Mr. Gorman,	Mr. W.H.C. Mitchell,
Atwood,	Greusel,	Moshier,
Brockway,	Haack,	Norris,
Brown,	Hart,	J. M. Osborn,
Cherry,	J. Haynes,	Pearl,
Childs,	Haywood,	Pierson,
Clement,	Holland,	Rood,
Climie,	Houseman,	Roof,
Cochrane,	Huff,	Roost,
Copley,	Hughes,	Ross,
Coulter,	Hurlbut,	Runyan,
Dalton,	Lamb,	Sumner,
Doty,	Landon,	Swineford,
Edwards,	Little,	Thayer,
Fenton,	McGonegal,	Van Scoy,
Ferris,	E. R. Miller,	Walker,

Mr. Frost, Gibson, C. B. Grant,	Mr. Millington, Minne, P. Mitchell,	Mr. Watkins. Wells,	56
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NAYS.

Mr. Adam, Adams, Bates, Crane, Garfield,	Mr. Garrison, R. J. Grant, Gray, Green, H. Haynes,	Mr. Knapp, N. L. Miller, R. C. Miller. Priest, Speaker,	15
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Title agreed to.

On motion of Mr. Minne,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. Landon,

The House adjourned, and the Speaker declared the House adjourned until Monday afternoon at 2 o'clock, pursuant to a resolution of the House.

Lansing, Monday, February 20, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker *pro tem*.

Roll called: quorum present.

Absent without leave: Messrs. Adsit, Crane, Crofoot, Edwards, Frost, Gibson, Gillam, R. J. Grant, Green, Haack, Houseman, Huff, Knapp, Landon, McGonegal, E. R. Miller, J. M. Osborn, Post, Sumner, Van Scoy, Walker, and Walton.

Mr. Atwood asked and obtained leave of absence for Messrs. Adsit, Frost, and Houseman, for the day.

Mr. Roof asked and obtained leave of absence for Mr. Crofoot, for the day.

Mr. Riford asked and obtained leave of absence for Mr. Edwards, for the day.

Mr. Greusel asked and obtained leave of absence for Messrs. Gibson and McGonegal, for the day.

Mr. H. Haynes asked and obtained leave of absence for Mr. R. J. Grant, for the day.

Mr. Adam asked and obtained leave of absence for Mr. Green, for the day.

Mr. Little asked and obtained leave of absence for Messrs. Haack and Van Sooy, until to-morrow.

Mr. Norris asked and obtained leave of absence for Messrs. Huff and J. M. Osborn, for the day,

Mr. Brockway asked and obtained leave of absence for Mr. Landon, for the day.

Mr. Cameron asked and obtained leave of absence for Messrs. E. R. Miller and Walker, for the day.

Mr. Childs asked and obtained leave of absence for Mr. Post, for the day.

Mr. Gorman asked and obtained leave of absence for Mr. Sumner, for the day.

PRESENTATION OF PETITIONS.

By Mr. J. Haynes: Petition of T. J. Carpenter and others, asking for an appropriation of non-resident highway taxes for the completion of the Midland and Isabella State road;

Referred to the committee on local taxation.

By Mr. J. Haynes: Petition of Wm. Phetteplace, and 46 others, citizens of Midland county, asking for the construction of a ditch in the township of Ingersoll, in the county of Midland, and for a swamp land or other appropriation therefor;

Referred to the committee on public lands.

By Mr. C. Y. Osburn: Remonstrance of E. L. Brewer, I. Crawford, and 79 others, citizens of Owosso, against the repeal of the prohibitory liquor law of this State;

Referred to the committee on judiciary.

By Mr. C. Y. Osburn: Petition of A. Brewer, W. J. Lyon, and 67 others, citizens of Owosso, asking that sundry amendments be made to the prohibitory liquor law of this State;

Referred to the committee on judiciary.

By Mr. J. Haynes: Petition of C. C. Brutch, N. Mosher,

Cornelius Bennett, William H. Gavitt, J. A. Fancher, and A. Fox, asking an amendment to the constitution, increasing the salaries of circuit court judges ;

Referred to the committee on judiciary.

By Mr. Gray: Petition of Wm. Addis and others, citizens of Big Rapids, in favor of the location of the county seat of Clare county at the junction of the Ionia and Houghton Lake State road with the Flint and Pere Marquette railroad ;

Referred to the committee on towns and counties.

By Mr. Tobey: Petition of Daniel Shurtz, Wm. Wiegand, and others, citizens of St. Joseph county, praying that the charter of the village of White Pigeon be so amended as to exclude from and vacate so much of said village as lies west of the quarter line running from north to south through section one in said township of White Pigeon ;

Referred to the committee on banks and incorporations.

By Mr. C. Y. Osburn: Petition of E. Gould, H. C. Hoyt, I. S. Backee, and 80 others, citizens of Owosso, praying for the incorporation of fractional union school district No. 1, of Owosso city ;

Referred to the committee on education.

By Mr. Greusel: Petition of Jacob Burger, John B. Pertram, and 195 others, citizens of Wayne county, for abolishing the charter of the Detroit River Plank Road Company ;

Referred to the committee on banks and incorporations.

By Mr. Montgomery: Petition of citizens of Charlotte, Eaton county, praying for the repeal of the statute providing for a tax on dogs ;

Referred to the committee on agriculture.

By Mr. W. H. C. Mitchell: Petition of Richard B. Reynolds, Daniel Sherman, and 44 others, citizens of Benzie county, asking the removal of the county seat of Benzie county from Frankfort to the township of Homestead, in said county ;

Referred to the committee on towns and counties.

By Mr. Priest: Petition of Joel Thompson, John W. Smith,

Mr. Norman, and 70 others, citizens of Macomb county, praying for the repeal of the law creating the office of county superintendent of public schools;

Referred to the committee on education.

By Mr. Hurlbut: Petition of Warren Vanfiet, and 92 others, citizens of Lawrence, Van Buren county, against the consolidation of the school district in said township;

Referred to the committee on education.

By Mr. Garfield: Remonstrance of Thomas D. Gilbert, Geo. Gray, John R. Stewart. Jacob Bores, and 128 others, citizens of Kent county, against the division of said county;

Referred to the committee on towns and counties.

By Mr. C. Y. Osburn: Petition of E. B. Ward, G. J. McClintock, and 33 others, citizens of Laingsburgh, for the incorporation of said village;

Also, petition of A. B. Bradley, J. Sherwood, and twenty-six others, citizens of Laingsburgh, for the same purpose;

Referred to the committee on banks and incorporations.

By Mr. Fenton: Petition of A. P. Newton, M. W. Home, W. B. McArthur, Paul R. Woodard, and 34 others, citizens of Cheboygan county, praying for the organization of a new township, to be called the township of Benton;

Also, petition of W. S. Humphrey, W. P. Maiden, John McDonald, F. M. Sammons and fifteen others, citizens of Cheboygan county, for the same purpose;

By Mr. Roof: Petition of H. Barton and 40 others, citizens of Ionia county, asking the passage of a law requiring children of certain ages to attend school;

By Mr. Holt: Petition of Wm. M. Robinson, D. F. Hicks, and 22 others, citizens of Muskegon county, for the same purpose;

By Mr. W. H. C. Mitchell: Petition of S. Franklin, Geo. L. Roberts, Geo. Hedder, and 10 others, citizens of Grand Traverse county, for the same purpose;

Referred to the committee on education.

By Mr. J. Haynes: Remonstrance of Henry Hart and 28 others, citizens of Midland county, against abolishing the office of county superintendent of schools;

Also, remonstrance of B. F. Bradley and others, for the same purpose;

By Mr. Thayer: Remonstrance of John W. Worden and 14 others, citizens of Sanilac county, for the same purpose;

By Mr. Hughes: Remonstrance of Solomon Pearce, Clark Sloan, Horace Steward, and 16 others, citizens of Eaton county, for the same purpose;

Referred to the committee on education.

By Mr. Roof: Petition of S. M. Cutcheon and 57 others, citizens of Ionia county, praying for the passage of a law requiring uniformity of text-books in public schools;

By Mr. Gray: Petition of Andrew Flyn and 12 others, citizens of Newaygo county, for the same purpose;

Also, petition of L. E. Longcore and 17 others, citizens of Newaygo county, for the same purpose;

Also, petition of Geo. Bachart and 20 others, citizens of Newaygo county, for the same purpose;

Also, petition of S. F. Dwight, John A. Gamage, and 70 others, citizens of Osceola county, for the same purpose;

By Mr. Holt: Petition of O. F. Hicks, J. Chapman, W. H. Stevenson, A. A. Stearns, and 20 others, citizens of Muskegon county, for the same purpose;

By Mr. W. H. C. Mitchell: Petition of E. V. Davis, N. C. Sherman, J. G. Millar, and 9 others, citizens of Grand Traverse county, for the same purpose;

By Mr. Cochrane: Petition of E. S. Jewett, W. D. Sterling, J. S. Tuttle, E. I. Bonine, and 52 others, citizens of Niles, asking for the repeal of the usury law;

Also, petition of A. C. Day, H. S. Black, and 24 others, citizens of Buchanan, for the same purpose;

Also, petition of O. S. Abbott, H. A. Northrup, and 20 others, citizens of Decatur, for the same purpose;

Also, petition of Talbot Starr, Geo. Keech, and 10 others. citizens of Centerville, for the same purpose ;

Also, petition of S. H. Dodge, E. Hewitt, A. Williams, and 8 others, citizens of Ysirlanti, for the same purpose ;

Also, petition of P. H. Crippin, L. F. Pratt, and 23 others. citizens of Coldwater, for the same purpose ;

Referred to the committee on judiciary.

By Mr. Gorman: Petition of John A. Strait, Benjamin McLaughlin, Chas. Bolles, and 37 others, citizens of Monroe county, praying the passage of a law authorizing the collection of certain ditch taxes in the township of Ash, Monroe county.

On motion of Mr. Gorman,

The petition was referred to the committee on drainage, and was ordered printed in the journal.

The following is the petition :

To the Honorable the Legislature of Michigan :

Whereas, The township drain law of 1869, repealing all former township drain laws, was passed without a proviso for the completion of work begun under the township law of 1867 ;

And whereas, Several drains in our township, laid out under the law of 1867, are partly or nearly completed, and the commissioners have no power to finish them, or to levy and collect the taxes and expenses incurred in the work already done, and great hardship has been brought upon the laborers,—poor men,—who excavated and completed their contracts on such drains, for which they received no compensation ;

Therefore, we, the undersigned, citizens and tax-payers of the township of Ash, of Monroe county, do petition your honorable body, and pray that a bill be passed authorizing the commissioners of highways to have full power to complete the drains laid out in the township of Ash, under the law of 1867, and to collect the taxes and expenses on such drains, the same as if the law of 1867 was not repealed. And your petitioners will ever pray.

MESSAGES FROM THE SENATE.

The Speaker *pro tem.* announced the following:

SENATE CHAMBER,
Lansing, February 17, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 59, entitled

A bill to amend section 1, of act No. 38, of the session laws of 1867, entitled, "An act to prevent fishing with seines and every kind of continuous nets, in the waters of the counties of Branch, Livingston, Cass, St. Joseph, Kent, Ionia, Genesee and Calhoun, or in any of the lakes, rivers, or streams of Macomb county," and to extend the provisions of said act to the counties of Kalamazoo and Jackson,

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on fisheries.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,
Lansing, February 17, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 58, entitled

A bill to transfer certain real estate to school district No. 5, of the township of Hudson;

2. Senate bill No. 65, entitled

A bill to amend and revise an act entitled "An act to incorporate the city of Holland," approved March 25, 1867;

3. Senate bill No. 66, entitled

A bill to amend section 1, of title 2, and section 21, of title 5, of an act entitled "An act to incorporate the city of Manistee," approved March 15, 1869;

4. Senate bill No. 67, entitled

A bill to prescribe notice by county clerks to the Attorney General in criminal cases;

5. Senate bill No. 68, entitled

A bill to authorize the city of Manistee to issue its bonds for the purchase of a steam fire engine;

6. Senate bill No. 69, entitled

A bill changing the name of the township of Sleeping Bear, in the county of Leelanaw, to that of Glen Arbor;

7. Senate bill No. 70, entitled

A bill changing the name of the township of Glen Arbor, in the county of Leelanaw, to that of Cleveland;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on education.

The second and third named bills were read a first and second time by their titles, and referred to the committee on banks and incorporations.

The fourth named bill was read a first and second time by its title, and referred to the committee on judiciary.

The fifth named bill was read a first and second time by its title, and referred to the committee on local taxation.

The sixth and seventh named bills were read a first and second time by their titles, and referred to the committee on towns and counties.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,
Lansing, February 17, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed to request the House to return to the Senate House manuscript bill, entitled

A bill to extend the time for the collection of taxes in the township of Watertown, in the county of Clinton, for the year 1870.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

Mr. Brockway moved that the committee on engrossment and enrollment be requested to report the bill to the House, and that the Clerk be directed to return the bill to the Senate.

On motion of Mr. Doty,

The motion was laid on the table.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,
Lansing, February 17, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following joint resolution:

House joint resolution No. 5, entitled

Joint resolution instructing the Board of State Auditors to make a settlement with W. P. Rathbone,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The joint resolution was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,
Lansing, February 17, 1871. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House bill No. 60, entitled

A bill to incorporate the village of Linden,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

INTRODUCTION OF BILLS.

Mr. W. H. C. Mitchell, unanimous consent being given, introduced

A bill to legalize the tax-roll of the township of East Bay, in the county of Grand Traverse, for the years 1868, 1869 and 1870.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. W. H. C. Mitchell, previous notice having been given and leave being granted, introduced

A bill to to organize the township of White, in the unorganized county of Missaukee.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Gray, unanimous consent being given, introduced

A bill to organize certain towns in the county of Lake.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Gray, unanimous consent being given, introduced

A bill to amend the charter of the city of Big Rapids.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Kellogg, unanimous consent being given, introduced

A bill to legalize certain roads on the north half of the northeast quarter of section 24, of the township of Easton, Ionia county.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Millington, unanimous consent being given, introduced

A bill to amend section 86 of an act entitled "An act to amend chapter 93, of the revised statutes of 1846, entitled 'Of courts held by justices of the peace;'" the same being section 3738 of the compiled laws, being act number 44 as amended, approved February 14, 1861.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Millington, unanimous consent being given, introduced

A bill to amend section 1, of act 106, of the session laws of 1861, entitled "An act in relation to the collection of recognizances in criminal cases."

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Haywood, previous notice having been given and leave being granted, introduced

A bill to provide for laying out and constructing a State road in the county of Huron, Michigan, to be known as the extension of the Port Austin and Sanilac State road, and making an appropriation of swamp land therefor.

The bill was read a first and second time by its title, and referred to the committee on public lands.

M. Hazen, unanimous consent being given, introduced

A bill to provide for the sale of State swamp and school lands on the north shore of Lake Michigan, in the Upper Peninsula, heretofore withheld from market as mineral lands.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Hazen, unanimous consent being given, introduced

A bill to provide for the laying out and constructing a State drain or ditch in the counties of St. Clair and Sanilac, and making an appropriation of State swamp land to aid in the construction of the same.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. J. Haynes, unanimous consent being given, introduced

A bill to provide for laying out, establishing, and constructing the Harrisville and Grand Traverse State road, and making an appropriation of State swamp lands for the construction of the same.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. J. Haynes, unanimous consent being given, introduced

A bill to amend section 11, of chapter 78, of the compiled laws entitled "Of primary schools," being section 2254 of the compiled laws.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. J. Haynes, unanimous consent being given, introduced

A bill to provide for laying out and establishing the Alpena and Antrim State road, and making an appropriation of State swamp lands therefor.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. J. Haynes, unanimous consent being given, introduced

A bill to provide for the completion and improvement of the Midland, Houghton Lake, and Grand Traverse State road, and making an additional appropriation of swamp lands therefor.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. J. Haynes, unanimous consent being given, introduced

A bill to provide for the construction of certain drains or ditches, in the county of Midland, and making an appropriation of State swamp lands to aid in the construction of the same.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. J. Haynes, unanimous consent being given, introduced

A bill to amend section 3. of an act entitled "An act to lay out and establish a State road from Angell's Landing (so called), on section 28, in township 29 north, of range 8 west, in the county of Antrim, to the center of township 29 north, of range 1 west, in the county of Otsego," being act No. 432 of the session laws of 1869, approved April 3, 1869.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Tobey, unanimous consent being given, introduced

A bill to amend an act entitled "An act to incorporate the village of White Pigeon," approved April 3, 1869, being act No. 420 of the session laws of 1869.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Bates, unanimous consent being given, introduced

A bill to provide for the drainage and reclamation of swamp lands, by deepening and improving the outlet of Duck Lake, in township 19 north, of range 6 east, in Bay county.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Bates, unanimous consent being given, introduced

A bill to extend the limits of Bay City.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Bates, unanimous consent being given, introduced

A bill to authorize Bay City to borrow money and issue bonds therefor, to construct a plank road from Bay City to Carr's Corners, in the county of Tuscola.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Riford, unanimous consent being given, introduced

A bill to amend section 6, of chapter 26, of the revised statutes of 1846, being section 1091, of chapter 23, of the compiled laws.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Fenton, unanimous consent being given, introduced

A bill to amend an act entitled "An act to provide for the incorporation of slack-water navigation companies, for the improvement of rivers in the counties of St. Joseph, Cass, Berrien, and Cheboygan, and defining their powers and duties," approved March 25th, 1867.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. S. W. Hill, unanimous consent being given, introduced

A bill to repeal act number 191, of the session laws of 1867, entitled "An act to amend an act entitled an act imposing a specific tax upon corporations and chartered companies engaged in the business of mining, smelting, and refining ores in this State," approved March 10th, 1865, approved March 27th, 1867.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. S. W. Hill, unanimous consent being given, introduced

A bill to repeal act number 65, of the session laws of 1869, entitled "An act to provide for the further geological survey of the State," approved March 26th, 1869.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Cochrane, unanimous consent being given, introduced

A bill to provide for the more speedy foreclosure of mortgages in certain cases.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Cochrane, unanimous consent being given, introduced

A bill to amend section 6, of chapter 34, of the revised statutes of 1846, being section 1317, in chapter 35, of the compiled laws, in relation to interest on judgments, verdicts, etc.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Cochrane, unanimous consent being given, introduced

A bill to amend section 4, of an act entitled "An act to amend an act to provide for canal, or harbors, and to improve the same," approved March 13, 1861, and an act amendatory thereto, approved January 18, 1862, approved March 20, 1863.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Garfield, unanimous consent being given, introduced

A bill to authorize the formation of corporations, to provide the members thereof with homesteads or lots of land suitable for homesteads.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. S. W. Hill, unanimous consent being given, introduced

A bill to lay out and establish a swamp land State road from Copper Harbor, across the mineral range and the valley of the Montreal river, to the northwest quarter of section 35, town 38 north, range 29 west, on Bete de Gris, in the county of Keweenaw.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. S. W. Hill, unanimous consent being given, introduced

A bill to lay out and establish a swamp land State road from Gratiot river, in the line of the mineral range State road, in the township of Clifton, county of Keweenaw, to the head of Torch Lake, in the township of Schoolcraft, county of Houghton.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. C. B. Grant, unanimous consent being given, introduced

A bill to amend sections 23 and 25, of chapter 72, of the revised statutes of 1846, being sections 2938 and 2940 of the compiled laws, relative to appeals from the decision of commissioners on the estates of deceased persons.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Cochrane, unanimous consent being given, introduced

A bill to amend section 106, chapter 34, of the revised statutes of 1846, being section 1314, in chapter 35, of the compiled laws, in relation to the interest of money.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Holt, unanimous consent being given, introduced

A bill to revise and amend an act entitled "An act to incorporate the city of Muskegon."

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Holt, unanimous consent being given, introduced

A bill to provide a tax for the expenses of the State government.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Holt, unanimous consent being given, introduced

A bill to provide an additional sum for the payment of the members and officers of the Legislature, for the year 1871.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Holt, unanimous consent being given, introduced

A bill to amend sections four, six, and nine, and repeal section seven of an act entitled "An act to provide for the further geological survey of the State," approved March 26, 1869.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Holt, unanimous consent being given, introduced

A bill to provide for the payment of bounties by the State Treasurer, upon the warrant of the Auditor General.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Holt, unanimous consent being given, introduced

A bill to provide for the publication of the laws of 1871.

The bill was read a first and second time by its title, and referred to the committee on printing.

Mr. Holt, unanimous consent being given, introduced

A bill to provide for the payment of the interest on the State debt.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Holt, unanimous consent being given, introduced

A bill to amend section 31, of an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes," approved April 6th, 1869.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Holt, unanimous consent being given, introduced

A bill to provide for the assessment of certain taxes in the third ward of the city of Muskegon.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Holt, unanimous consent being given, introduced

A bill to regulate the payment of funds from the State Treasury.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Harris, unanimous consent being given, introduced

A bill to provide for the improvement and completion of the Mineral Range State road extension, and the Ontonagon and State line State road.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Fenton, unanimous consent being given, introduced

A bill to incorporate the village of Cheboygan.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Fenton, unanimous consent being given, introduced

A bill to lay out and establish a State road from the village of Cheboygan, in the county of Cheboygan, to Little Traverse Bay, in Emmet county.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. C. Y. Osburn, unanimous consent being given, introduced

A bill to incorporate the village of Laingsburgh.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Holt, unanimous consent being given, introduced

Joint resolution for the relief of Richard Thorne.

The joint resolution was read a first and second time by its title, and referred to the committee on public lands.

Mr. Holt, unanimous consent being given, introduced

Joint resolution authorizing a temporary suspension of payment of State bounties.

The joint resolution was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Holt, unanimous consent being given, introduced

Joint resolution requiring the Board of State Auditors to make a settlement with each of the disbursing officers of the State at the close of each fiscal year.

The joint resolution was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Cochrane, unanimous consent being given, introduced

A bill to amend section 57, of chapter 103, of revised statutes of 1846, being section 4399, of chapter 120, of compiled laws, relative to verdicts of juries.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Gray, unanimous consent being given, introduced

A bill to repeal section 6, of chapter 94, of the revised statutes of 1846, being section 3929 of the compiled laws.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Holt, unanimous consent being given, introduced

A bill to amend section 1, of an act entitled "An act to require all State boards to make annual reports," approved February 19th, 1869.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Holt, unanimous consent being given, introduced

A bill to amend section 16, of chapter 7, and being consecutive section 163, of the compiled laws, relating to the fiscal year.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Lamb, unanimous consent being given, introduced

A bill to detach certain territory from the county of Sanilac, and attach the same to the county of Lapeer.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Cochrane, unanimous consent being given, introduced

A bill to amend section 149, of an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Holland, unanimous consent being given, introduced

A bill to vacate certain townships in the county of Houghton, and to attach the territory of the same to other townships in said county.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. C. Y. Osburn, unanimous consent being given, introduced

A bill to incorporate the union school district of the city of Owosso.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. C. Y. Osburn, unanimous consent being given, introduced

A bill relating to foreign co-operative and mutual benefit associations transacting business in this State.

The bill was read a first and second time by its title, and referred to the committee on insurance.

On motion of Mr. J. Haynes,

The House adjourned.

Lansing, Tuesday, February 21, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Fassett.

Roll called: quorum present.

Absent without leave: Messrs. Climie, Crofoot, Smith, Huff, and Walton.

Mr. Millington asked and obtained leave of absence for Mr. Climie for the day.

Mr. Atwood asked and obtained leave of absence for Mr. Crofoot for the day.

Mr. Norris asked and obtained leave of absence for Mr. Huff for the day.

Mr. Chamberlain asked and obtained leave of absence for Mr. Smith, indefinitely, on account of sickness.

Mr. Crane asked and obtained leave of absence for Mr. Walton for the day, on account of sickness.

The Speaker, by unanimous consent, announced the following:

SENATE CHAMBER,
Lansing, February 21, 1871.

Hon. J. J. Woodman, Speaker of the House of Representatives:

You are respectfully requested to announce to the honorable members of the House, that by invitation of the joint committee on our reformatory, penal, and charitable institutions, the Hon. C. I. Walker will this evening, at 7½ o'clock, lecture in the Hall of Representatives, on reform in such institutions.

Very respectfully yours,

C. D. RANDALL,

Chairman Joint Committee.

PRESENTATION OF PETITIONS.

By Mr. Adam: Petition of H. C. Conkling, Mrs. H. Raymond, and 40 others, citizens of Tecumseh, for an appropriation in aid of the Michigan Orphan Asylum Association;

Also, petition of Rev. E. N. Nichols, Rev. W. J. Stoutenburgh, Mrs. B. L. Baxter, and 80 others, citizens of Tecumseh and vicinity, for the same purpose;

By Mr. Williams: Petition of Mrs. A. C. Culver and 6 others, ladies of Quincy, for the same purpose;

Referred to the committee on State affairs.

By Mr. E. R. Miller: Petition of Henry King and 20 others, citizens of Kalamazoo county, for the repeal of an act passed in 1869, making twenty days a legal school month:

Referred to the committee on education.

By Mr. Watkins: Petition of W. N. Tubbs and others, citizens of Leighton, Allegan county, asking to be transferred to an adjoining school district;

Referred to the committee on education.

By Mr. White: Remonstrance of Wm. Freeman and 500 others, citizens of Oakland county, praying that act No. 58, session laws of 1847, authorizing Prosper Bunyea to keep a dam across the Huron river, be not repealed:

Referred to the committee on manufactures.

By Mr. Cameron: Petition of F. W. Curtenius, C. R. Bates, O. N. Giddings, A. D. Allen, and 20 others, citizens of Kalamazoo, praying for an amendment to the charter of Kalamazoo village, so as to authorize the election of marshal by the people;

Referred to the committee on banks and incorporations.

By Mr. Pattengell: Petition of H. D. Tenny, J. S. Hewitt, and 82 others, citizens of Milford village, praying for an amendment to the charter of said village;

Referred to the committee on banks and incorporations.

By Mr. Roof: Petition of the president and trustees of the village of Lyons, asking that the charter of said village be amended;

Referred to the committee on banks and incorporations.

By Mr. Childs: Remonstrance of P. C. Vreeland and 16 others, citizens of the village of Manchester, against any amendment to the charter of said village;

Referred to the committee on banks and incorporations.

By Mr. Houseman: Petition of Birney Hoyt and 10 others, citizens of Kent county, for the relief of Edward Murphy;

Referred to the committee on State affairs.

By Mr. Adams: Petition of J. B. F. Curtis, H. W. Judd, Geo. W. Buckingham, and 27 others, citizens of Flint, for the publication of the election laws in pamphlet form, for the use of town officers;

Referred to the committee on elections.

By Mr. Adams: Remonstrance of a public meeting of Fentonville against the incorporation of said Fentonville as a city;

Referred to the committee on banks and incorporations.

By Mr. J. M. Osborn: Petition of Geo. Brown, P. P. Randolph, and 18 others, citizens of Hillsdale county, asking that highway commissioners have authority to discontinue any drain or ditch established by them;

Referred to the committee on drainage.

By Mr. Coulter: Petition of J. K. Ritter, Chas. D. Morton, M. P. Bennet, M. W. Peck, and many others, citizens of Cass

county, asking that a law be passed providing for impeachment or removal from office for voluntary drunkenness ;

Referred to the committee on judiciary.

By Mr. Fenton: Memorial of the board of supervisors of Emmet county, praying for a law authorizing the Auditor General to charge certain money on State tax now due Emmet from the county of Charlevoix county ;

Referred to the committee on ways and means.

By Mr. Garfield: Remonstrance of Hon. Lyman Murray, I. Haynes, and 84 others, citizens of Alpine, Kent county, against a division of said county ;

Referred to the committee on towns and counties.

By Mr. R. C. Miller: Remonstrance of C. C. Ellsworth, John Avery, and 42 others, citizens of Montcalm county, against setting off and organizing into a new county the four north-west towns of said county ;

Referred to the committee on towns and counties.

By Mr. Edwards: Petition of A. Cowell and 113 others, citizens of Berrien county, asking that the State Treasurer be authorized to return bonds issued to aid in the construction of railroads, to the municipalities issuing the same ;

Also, petition of H. M. Dean and 20 others, citizens of Niles, for the same purpose ;

Referred to the committee on internal improvements.

By Mr. Edwards: Petition of 15 citizens of Berrien county, asking that a law be passed compelling children to attend school ;

By Mr. Adams: Petition of A. Parsell, C. E. Lake, A. Harrison, and 10 others, citizens of Flint, for the same purpose ;

Also, petition of E. M. Gilbert, D. C. Crandall, Wm. Waight, and 66 others, citizens of Genesee county, for the same purpose ;

By Mr. Gillam: Petition of Jas. H. Smith and 8 others, citizens of Branch county, for the same purpose ;

By Mr. Pattengell: Petition of H. B. Thayer and 13 others, citizens of Plymouth, for the same purpose:

Referred to the committee on education.

By Mr. Edwards: Petition of 15 citizens of Berrien county, asking that a law be passed requiring uniformity of text-books in our schools:

By Mr. McGonegal: Petition of 77 citizens of Washtenaw county, for the same purpose:

By Mr. Adams: Petition of A. Parsell and 15 others, citizens of Flint, for the same purpose:

Also, petition of E. M. Gilbert and 70 others, citizens of Genesee county, for the same purpose;

By Mr. Gillam: Petition of J. B. Williams and 10 others, citizens of Branch county, for the same purpose;

Also, petition of A. C. Williams and 14 others, citizens of Branch county, for the same purpose:

By Mr. White: Petition of W. M. Randall and 10 others, citizens of Oakland county, for the same purpose;

By Mr. Pattengell: Petition of H. B. Thayer and 13 others, citizens of Wayne county, for the same purpose:

Referred to the committee on education.

By Mr. Adams: Petition of A. W. Davis, H. Moody, Wm. Elliot, and 122 others, citizens of Genesee county, for repeal of law establishing county superintendent of schools;

By Mr. Priest: Petition of Mason Cole, E. L. Kendrick, and 62 others, citizens of Macomb county, for the same purpose:

Referred to the committee on education.

By Mr. Adams: Remonstrance of J. H. McCormick, J. H. Stephens, A. D. Burrell, and 27 others, against the repeal of the law establishing county superintendent of schools:

By Mr. Gillam: Remonstrance of J. B. Williams and 9 others, citizens of Branch county, for the same purpose;

Also, remonstrance of A. C. Williams and 7 others, citizens of Branch county, for the same purpose:

By Mr. Childs: Remonstrance of Webster Childs and 26 others, citizens of Washtenaw county, for the same purpose;

By Mr. Riford: Remonstrance of R. C. Webb, M. G. Lamport, and 200 others, citizens of Berrien county, for the same purpose;

By Mr. Hughes: Remonstrance of Geo. W. Keyes and 25 others, citizens of Eaton county, for the same purpose;

Referred to the committee on education.

By Mr. Cochrane: Memorial of D. Bethune Duffield, secretary of the Plymouth plank road company, in reply to pending petitions asking the repeal of its corporate franchises;

On motion of Mr. Cochrane.

The memorial was referred to the committee on banks and incorporations, and was ordered printed in the journal.

The following is the memorial:

REPLY OF PLYMOUTH PLANK ROAD COMPANY TO A PETITION OF CERTAIN PERSONS ASKING FOR A REPEAL OF ITS CORPORATE FRANCHISES.

To the Honorable the Legislature of the State of Michigan:

The Plymouth plank road company respectfully submit the following statement of facts in reply to a petition, which, by the public journals, they learn has been presented to your honorable body, asking for a repeal of their charter; but upon what grounds it is urged, they have not learned.

Without assuming to more than raise the objection, that the declaration of a forfeiture of their corporate rights and franchises is a matter peculiarly and exclusively within the province of the courts and not of the Legislature, this company desires to state briefly the following facts in respect to their relations with the public, which they believe will be an ample reply to this proposed action:

The company was incorporated in 1849, by special charter; they have built 21½ miles of road; it was originally constructed of plank, and finished about 1854 or 1855; the planks were replaced as they were worn out. After the amendment authorizing gravel roads to be substituted for plank, they commenced

thus to reconstruct their roadway; that sixteen miles of the road consist of gravel track, and five and a half miles of plank, and the work of construction is still progressing; that the road is in as good average condition and repair as any such road in the State, and the company hopes shortly to have the entire track perfected with gravel; that the labor and expense of construction, and cost of plank, during the last six or seven years, has greatly increased over previous prices, and the necessity of purchasing gravel pits along the line of the road has made the burdens of the road quite heavy; that the amount of its stock is small; that it is all paid up, and no assessment can be laid upon it for further construction; that the directors have been compelled to raise money for the reconstruction of the road, by mortgaging its property and franchises, and by personal advances made by them from their private means to the road; that the road is mortgaged to the amount of \$7,000, and its entire indebtedness is something like \$11,000 at the present time, and the same has all been incurred for reconstruction and repairs, except what has been paid for gate-keepers' salaries; and that no officer of the road receives any salary, nor is any portion of the receipts appropriated for any purpose except for the reconstruction and repairs of said road.

The company desires especially to call the attention of the Legislature to the fact, that although the stockholders have been constructing and maintaining this road for over twenty years past, and affording an outlet to a large and important part of Wayne county, and have doubled, if not quadrupled, the value of the farms situated along the line of said road, *they have never appropriated one dollar of the receipts to themselves. No dividend has ever been made to the stockholders of the road, and with the present high price of labor and material and low rate of tolls, none can be made for years to come.*

This company, therefore, respectfully submits that it is not very generous on the part of any class of persons traveling

said road, to ask, in view of all these facts, that the road be now thrown open to the public, and its mortgage debt be rendered worthless, and that stockholders, after twenty years of faithful service, be deprived of all their corporate rights and of all security, upon which they have made and are still making advances for the ultimate construction of said road. This company is happy to state that the petition to which this is a reply is not a true exponent of the large number of farmers and real estate owners along the line of said road. Numerous and abundant expressions in favor of the road could be had from these persons if deemed necessary. The company also refer to their reports on file with the Auditor General for any further particulars that may be desired in connection with the said road.

In conclusion, they submit with all deference that the Legislature cannot legally take such action as is asked for by the petition on file; and if such action was taken it would be a great wrong to stockholders who had invested their money in good faith on the grant of corporate rights from the State, and who were and have been maintaining the road for the benefit of the public, and devoting all its receipts faithfully to its maintenance and permanent construction. The company also asks that this reply may be entered on the journal in case the petition referred to has been so printed.

The company also offers to appear and furnish statements from its books, or render any and all information that may be desired by the Legislature in connection with its affairs.

All which is most respectfully submitted, by and on behalf of said company, through the undersigned, acting as its secretary.

D. BETHUNE DUFFIELD,

Secretary Plymouth Plank Road Company.

DETROIT, *February 18, 1871.*

REPORTS OF STANDING COMMITTEES.

By the committee on apportionment and re-districting the State :

The committee on apportionment and re-districting the State, to whom was referred the subject of apportioning anew the Representatives among the several counties and districts of this State,

Respectfully report that they have had the same under consideration, and have directed me to report the accompanying bill, entitled

A bill to apportion anew the Representatives among the several counties and districts in this State.

Recommending that the bill do pass, and ask to be discharged from the further consideration of the subject.

EZRA HAZEN, *Chairman.*

Report accepted and committee discharged.

The bill was read a first and second time by its title, ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on manufactures :

The committee on manufactures, to whom was referred

A bill to repeal act number 58, of the session laws of 1847, being an act entitled "An act to authorize Prosper Bunyea to keep up a dam across the Huron river, in the county of Oakland," approved March 16th, 1847,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

R. J. GRANT. *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cherry,

The bill was laid on the table.

By the committee on federal relations :

The committee on federal relations, to whom was referred

A bill ceding the jurisdiction of this State over certain lands owned by the United States,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. H. BROCKWAY, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the joint committee on State Prison:

The committee on the State Prison, to whom was referred that part of the Governor's Message which relates to the same, respectfully report that they have had the same under consideration, have carefully considered its wants, have visited the Prison, and made such personal examination as seems to pertain to our duties.

Your committee first gave their attention to its wants in regard to an hospital, believing that it is among the first, if not the first of all claims, to provide a suitable place for the sick and dying who may be so unfortunate as to find a lodgment within the prison walls. We believe the common dictates of humanity require that this pressing want should be attended to with as little delay as possible. It is estimated that this will cost fifteen thousand dollars.

In order to place the hospital at a proper distance from the noise and bustle of the prison, and at the same time have it within the yard, and also to make more room within the enclosure for other necessary purposes, it will be necessary to enlarge the yard by the removal of the east wall, which your committee think it advisable to do, as well as to raise the wall to a proper height. The estimate for this work is thirty thousand dollars. Your committee recommend that this be done, the wall being now so low that our only wonder is that

prisoners can be kept there at all. The contemplated octagon building between the two wings of the prison, of which the inspectors make mention in their report, has also been given our careful attention, and it is hard to conceive how so much needed room can be built in any other way and with so little cost, than by the erection of this building, as this includes the chapel which is so much needed, and which should, in our opinion, have been built years ago, especially if the moral condition of the prisoners is worthy of our attention, of which we have not the least doubt.

This will give room for forty-eight cells, which will be much larger than the old ones; also, sixteen "privileged cells," thereby making the total number of cells in the prison 736.

This whole expense is estimated by the Governor at thirty-five thousand dollars. We recommend that this improvement be made.

We also visited the kitchen, thoroughly examined the process of cooking, and only wonder how near seven hundred men can be fed by such a primitive mode of cooking as that in vogue at the prison.

We earnestly recommend that a suitable apparatus for cooking, warming the halls with steam, putting at proper temperature water for bathing purposes, etc., be provided for. It is estimated that this improvement will save from one-half to two-thirds of the fuel now used; and we are satisfied that this saving alone will pay a fair percentage on the investment. The estimate for this is thirteen thousand dollars.

The roof of the wings of the prison was carefully examined, and in our opinion the re-roofing of the same, with slate, should be done as soon as the octagon building is completed. The estimated cost of this by the Governor is the sum of twenty-two thousand dollars. The building of the upper tier of cells, 178 in number, we do not recommend:

First. Because we believe and understand it to be the opinion of the most experienced and practical superintendents of

prisons in this country, that no institution of this kind, with a larger number of convicts than ours can accommodate, when the above named improvements are made, can be managed so as to obtain the highest degree of success, either financially, or in the discipline and reformation of its inmates. The Albany, New York, Penitentiary, under the control and management of Gen. Amos Pillsbury,—the oldest and most experienced prison officer in the United States, has seldom had over five hundred inmates, and the income from this prison has been from ten to twenty thousand dollars annually, over all expenses.

We also understand that this institution is a model of excellence in all respects.

Gen. Pillsbury says: "Every warden of a prison, in order to be successful in the discipline and management of the convicts, should have a personal knowledge of the character and disposition of every one under his charge, and no man, in my opinion, can do this with a number that much exceeds five hundred."

The duties of a warden, with the number now in our State Prison, must be arduous, and such as but few men can successfully fill. It is only by a rare combination of natural qualities, fitted for this peculiar work, and after long training and experience, that we should expect a man to succeed in the management of a prison with the number ours now has, even so as to make the institution self-sustaining, and at the same time develop the moral and intellectual faculties so that they will, on an average, go back into the world better men than when they entered. The tendency of the times is strongly in the direction of using reformatory agencies in the management of criminals, and your committee think it wise for the State to encourage it.

Secondly. We would not favor the enlargement of the prison, because we think relief can better be obtained, and the classification of prisoners to some extent secured, by the establishment of an intermediate prison or reformatory, to which

younger persons, convicted of a first offense, can be sentenced, and to which certain members of that class can, if necessary, be transferred from the State Prison.

Your committee would also suggest whether it would not be wise to pay to each prisoner, when discharged from prison, a certain amount of the net earnings of the prison, said amount to be graduated by good behavior and the length of time he has been confined in the prison.

Your committee regret they did not find the prison that paragon of neatness they had expected to see, but this is not so much to be wondered at when we reflect that there has never been any bathing facilities furnished for such a vast crowd of convicts.

However, when the contemplated improvements shall have been made, we shall expect to see cleanliness, that hand-maid of godliness, exerting a wonderful influence for good upon the convicts.

Your committee are aware that the amount recommended for the State prison may seem large, but when we take into consideration that the prison is now more than self-sustaining, and with good management will probably so continue, and that all our other State institutions have been well cared for, while this has been left, in a great measure, to take care of itself,—yea, more, that it has flourished by our neglect,—it does not appear to your committee to be anything unreasonable to ask the Legislature to provide for these imperative wants.

HARVEY HAYNES,

Chairman House Committee.

J. M. NEASMITH,

Chairman Senate Committee.

Report accepted and committee discharged.

By the committee on federal relations:

The committee on federal relations, to whom was referred Senate joint resolution No. 3, entitled

Joint resolution requesting our Senators in Congress to take

steps for the extension, by treaty with the government of Great Britain, of the provisions for the extradition of persons accused of crimes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it be laid on the table, and ask to be discharged from the further consideration of the subject.

W. H. BROOKWAY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Landon,

The joint resolution was laid on the table.

By the committee on State affairs:

The committee on State affairs, to whom was referred the resolution of the board of supervisors of Keweenaw county, asking that the specific tax on copper be abolished, with other documents relating to the same subject,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the suggestion that in the judgment of the committee it is inexpedient at this time to abolish such specific tax; that some modifications of the law will obviate many, if not all of the difficulties complained of, which they believe is fully accomplished by the accompanying bill, which the committee report, recommending that the bill do pass, and ask to be discharged from the further consideration of the subject.

M. M. ATWOOD, *Acting Chairman.*

Report accepted and committee discharged.

The bill was read a first and second time by its title, ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills:

House manuscript bill, entitled

A bill to incorporate the city of Marquette ;

Also, House bill No. 56, entitled

A bill to incorporate the village of Vassar ;

Also, House bill No. 13, entitled

A bill to re-incorporate the village of Bronson ;

Also, House bill No. 67, entitled

A bill to amend section five of an act entitled "An act to authorize the formation of corporations for the running, booming, and rafting of logs," approved February 4, 1864 ;

Also, House bill No. 69, entitled

A bill to organize the township of Riverside, in the unorganized county of Missaukee ;

Also, House bill No. 70, entitled

A bill to organize the township of Clam Union, in the unorganized county of Missaukee ;

Also, House bill No. 74, entitled

A bill to authorize the trustees of the Bridge Street Methodist Episcopal Church, of Grand Rapids, Kent county, to sell and convey certain real estate ;

Also, House bill No. 65, entitled

A bill to change the name of the Spring Lake Salt Company, of Spring Lake, in the county of Ottawa, to that of the Magnetic Mineral Spring Company, of Spring Lake, Michigan ;

Also, House bill No. 77, entitled

A bill to repeal act No. 112, of the session laws of 1848, entitled "An act to authorize Peter M. Kinde to build a dam across Grand river ;"

Also, House bill No. 79, entitled

A bill to amend section one of an act entitled "An act to authorize the introduction of water into, and the construction or purchase of hydraulic works in the cities and villages in the State of Michigan," approved August 4, 1870 ;

Also, House manuscript bill, entitled

A bill to extend the time for the collection of taxes in the

township of Watertown, in the county of Clinton, for the year 1870;

Also, House bill No. 25, entitled

A bill making an appropriation for the support of the State Agricultural College, to pay the arrearages of the same. and to pay the expenses of the State Board of Agriculture;

Also, House manuscript joint resolution, entitled

Joint resolution instructing the State geological board to furnish information as to the suitableness of stone within the State for the construction of a State House;

Also, House manuscript joint resolution, entitled

Joint resolution asking Congress for an appropriation of money to construct a breakwater for a harbor of refuge at Mackinaw City, in the Straits of Michilimackinac;

Also, House joint resolution entitled

Joint resolution asking Congress for an appropriation for the construction of a light-house and fog-bells at the mouth of Little Traverse Bay, in the State of Michigan;

Also, House joint resolution No. 5, being

Joint resolution instructing the Board of State Auditors to make a settlement with Wm. P. Rathbone.

JOHN F. COULTER, *Acting Chairman.*

Report accepted.

By the committee on Deaf, Dumb, and Blind Asylum:

The committee on Deaf, Dumb, and Blind Asylum, to whom was referred so much of the Governor's message as relates to the institution for educating the deaf, dumb, and blind, respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying bill, entitled

A bill making appropriation for the Michigan institution for educating the deaf and dumb, and the blind, for the years 1871 and 1872,

Recommending that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. A. WILLIAMS, *Chairman.*

Report accepted and committee discharged.

The bill was read a first and second time by its title, ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred the question whether the next spring election was a general election within the meaning of section 1, article 20, of the constitution, requiring proposed amendments thereof to be submitted at the "next general election thereafter," have had the same under consideration, and direct me to report as follows:

By the first constitution of this State, it was provided that constitutional amendments should be submitted "in such manner and at such time as the Legislature should prescribe." Under this provision, the entire subject was placed in the hands of the Legislature. The original corresponding section introduced into the constitution of 1850, was in similar language. Section 2 of the article upon revision and amendments, as it originally came from the committee, provided that "at the *general election* to be held in the year 1865, and in each fifteenth year thereafter," the question of the general revision of the constitution should be submitted to the people. This was subsequently amended as we now find it, by substituting the year 1866, on the express ground that as it had been already decided that the first election under the constitution should take place in 1852, and every alternate year thereafter, there would, consequently, be no general election in 1865, at which such submission could be had. It is evident that the convention could not have entertained the idea that the annual town elections could be in any sense general elections, or that the Legislature, by the creation of some general State officer, the time and frequency of whose election it could control, establish or multiply, at its own will, the periods at which the revision of the constitution could be legally submitted. Upon this theory, that no general election could take place in 1865.

and to preserve an uniformity in the character of the elections at which the question of revisions should be decided, it became necessary, upon the adoption of 1866 as the period when the first revision was to be submitted, to substitute an even number of years when subsequent revisions should be considered by the people, if the question was to be presented at a general election. The period of sixteen years was, consequently, adopted, instead of the fifteen years originally reported.

Section 1 of article 20, as reported, providing for the submission of special amendments in such manner and at such time as the Legislature might determine, went in this form to the committee on arrangement and phraseology, and was there changed, so far as your committee have been able to discover, without direction of the convention, to its present reading. There can be little doubt but that the committee deemed it expedient to make such change in order that the submission of special amendments should be had at elections similar in all respects to those at which it had already been decided the questions of general revisions were to be decided.

The definition of a "general election," as it still remains upon our statute books, was adopted by legislative enactment as early as 1838. It must have been well known to the convention; and your committee can come to no other conclusion than that a term, sanctioned by so long usage as one of our legal phrases, was understandingly and purposely employed by that body, even in its then technical sense, and excludes every other.

In the rejected constitution of 1868, the section in question, as found in the constitution of 1835, and as it was originally reported in the constitution of 1850, was restored, once more leaving the time of submission of special amendments within legislative control. During the debates upon this section, the question was distinctly asked if the spring elections were not general elections, and it was as distinctly answered in the negative.

Thus, two constitutional conventions appear, so far as we

are able to decide, to have deliberately arrived at the conclusion that the "general election" was none other than the November election at which the general officers of the State and of counties are elected.

Your committee further believe that they hazard nothing in asserting that such has been the uniform construction given by previous Legislatures to this section, at least so far as pertains to the matter of the submission of amendments to the constitution. In the years 1859, 1861, and 1865 several amendments were submitted by the respective Legislatures. Each of the joint resolutions making the submission, with a single exception, expressly recited that such submission should be had at the succeeding November election, as provided for in the constitution, although the section of the constitution under consideration makes no mention of a November election. As the constitution renders it imperative that the submission of special amendments should be made at "at the next general election thereafter," it is evident that these Legislatures did not consider the submission either at the ordinary spring elections or at a general judicial election, as a compliance with the mandates of the constitution, since in each of the years above named such spring elections necessarily occurred before November, and in two of these years a general judicial election intervened.

The Attorney Generals of the State have also arrived at the same conclusion, as appears by the official communications of Mr. Jacob M. Howard to this House in 1859, and of Mr. A. Williams to the Senate in 1865, at which times the question was directly presented to them for their opinions. We can find no opinions of the legal advisers of the State to the contrary. That such is the proper construction to be given to the term "general election" as found in our constitution, is supported by the definition of some expression found in the New York statutes, where a general election has long been defined to be such "as are held at the same time in every county"

for the election of State and county officers. That a general election can be no other than that at which these general officers are elected, is further corroborated by the statutes in other States, where the same term is almost exclusively used to designate the election at which such officers are chosen as distinguished from the election of other officers, and in but a few instances have we been able to find that the expression "general election" has been applied to the election of such other officers. In the laws of some of the States a general election of some particular officer is spoken of as in our own statute, but nowhere does it appear that the term "general election," when taken alone, has any reference to these instances.

Your committee are therefore of the opinion that the general election in November is the only time at which amendments to the constitution can be legally submitted. In this conclusion they believe they are supported by a prior and long existing statutory definition carried into the constitution, by the opinions of two constitutional conventions, by the decisions of our Attorney Generals, by our own legislative construction, and by the usage of other States.

Your committee report herewith the following joint resolution, entitled

Joint resolution proposing an amendment to section 1, article 9, of the constitution of this State, relative to the salaries of the judges of the circuit courts.

Your committee recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

L. COCHRANE, *Acting Chairman.*

Report accepted and committee discharged.

MESSAGES FROM THE SENATE

The Speaker announced the following:

SENATE CHAMBER,
Lansing, February 17, 1871.

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House bill No. 35, entitled

A bill to amend act No. 267, of the session laws of A. D. 1869, being an act entitled "An act to amend act No. 397 of the session laws of A. D. 1867, entitled 'An act to amend act No. 301, of the session laws of 1865,' being an act entitled 'An act to regulate the tolls on plank roads in Bay, Clinton, Gratiot, and Saginaw counties.'"

And to inform the House that the Senate has amended the same by adding at the end of recited section 1, the words "that lies southerly of a point nine miles south of its northerly terminus: *And provided further*, That all that portion of said road lying southerly of said point, shall revert to and be and remain under the control and supervision of the commissioners and overseers of highways, in the several towns in which the same lies, in the same manner as other highways."

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

Mr. White moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. R. J. Grant,	Mr. N. L. Miller,
Adams,	Gorman,	R. C. Miller,
Adsit,	Gray,	Millington,
Barnaby,	Green,	P. Mitchell,
Bates,	Greusel,	W.H.C. Mitchell,

Mr. Brockway,	Mr. Grosvenor.	Mr. Montgomery.
Brown,	Haack,	Moshier,
Cameron,	Harris,	Norris,
Chamberlain,	Hart,	J. M. Osborn,
Cherry,	H. Haynes,	Pattengell,
Childs,	J. Haynes,	Pierson,
Clement,	Haywood,	Post,
Cochrane,	Hazen,	Priest,
Congdon,	N. R. Hill,	Rood,
Coulter,	S. W. Hill,	Roof,
Crane,	Holland,	Roost,
Dalton,	Houseman.	Ross,
Doty,	Hughes,	Runyan,
Edwards,	Hurlbut,	Sumner,
Ferris,	Huston,	Tobey,
Ferry,	Kellogg,	Van Scoy,
Frost,	Knapp,	Walker,
Garfield,	Lamb,	Watkins,
Garrison.	Landon,	Webster,
Gibson,	Little,	White,
Gillam,	McGonegal,	Williams,
C. B. Graut.	E. R. Miller.	Speaker, 81

NAYS.

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The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, February 20, 1871.

To the Speaker of the House of Representatives:

SIR—I am instructed to inform the House that the Senate committee on the judiciary have been instructed to act with the House committees on internal improvements and judiciary and the Senate committee on State affairs, in considering that part of the Governor's message relating to the Portage Lake and Lake Superior ship canal.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The message was laid on the table.

INTRODUCTION OF BILLS.

Mr. Huston, unanimous consent being given, introduced

A bill to determine the width of the Goodrichville and Lower Saginaw State road, in the townships of Millington, Vassar, Tuscola, and Denmark, in Tuscola county.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Huston, unanimous consent being given, introduced

A bill to provide for judgment and costs in mandamus cases.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Huston, unanimous consent being given, introduced

A bill to provide for the drainage and reclamation of swamp lands by means of a State road and ditch in the townships of Guilford and Wisner, in Tuscola county.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Huston, unanimous consent being given, introduced

A bill to change the name of Edna F. Flowers to Edna F. June, and to constitute her heir-at-law of David June.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Huston, unanimous consent being given, introduced

A bill to aid in the construction of the Tuscola and Saginaw Bay State road, and making an appropriation of State swamp lands therefor.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Huston, unanimous consent being given, introduced

A bill to aid in the completion of the Caro and Wells State road, in the county of Tuscola, and making an appropriation of State swamp land for the same.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Fenton, unanimous consent being given, introduced

Joint resolution authorizing the Auditor General to charge certain money or State tax now due Emmet county from the county of Charlevoix.

The joint resolution was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Fenton, unanimous consent being given, introduced

A bill to organize the township of Benton, in the county of Cheboygan.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Hart, unanimous consent being given, introduced

A bill to remit certain specific taxes therein named.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. C. B. Grant, unanimous consent being given, introduced

A bill to establish a county uniformity of text-books in the public schools.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. C. B. Grant, unanimous consent being given, introduced

A bill to regulate the sale of poisons, and the practice of pharmacy, in the State of Michigan.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Hazen, unanimous consent being given, introduced

A bill granting to the several counties in this State the unsold and unappropriated State swamp lands situated within each of said counties, for the purpose of ditching, draining, and reclaiming the same.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. C. B. Grant, unanimous consent being given, introduced

A bill to amend sections 10 and 12 of an act entitled "An act in relation to life insurance companies transacting business

within this State," approved March 30, 1869, and to add three new sections thereto, to stand as sections 27, 28, and 29.

The bill was read a first and second time by its title. and referred to the committee on insurance.

Mr. Millington, unanimous consent being given, introduced Joint resolution in relation to the sale of the compiled laws.

The joint resolution was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Post, unanimous consent being given, introduced

A bill to change the name of Barbara Walker to Ada Putney, and constitute her heir-at-law of John E. Putney.

The bill was read a first and second time by its title. and referred to the committee on State affairs.

Mr. Post, unanimous consent being given, introduced

A bill giving the common council of the city of Ypsilanti power to vacate cemeteries.

The bill was read a first and second time by its title. and referred to the committee on banks and incorporations.

Mr. Holt, unanimous consent being given, introduced

A bill to change the name of the township of Lovell, in Muskegon county, to Fruitport.

The bill was read a first and second time by its title. and referred to the committee on towns and counties.

Mr. Holt, unanimous consent being given, introduced

A bill to detach certain territory from the township of Norton, and attach the same to the township of Fruitport, in the county of Muskegon.

The bill was read a first and second time by its title. and referred to the committee on towns and counties.

Mr. J. M. Oshorn, unanimous consent being given, introduced

A bill to amend act No. 138, of the session laws of A. D. 1867, being an act entitled "An act to amend section 1, of chapter 70, of the revised statutes of 1856, being section 2877, of chap-

ter 94, of the compiled laws, entitled 'Of the administration and distribution of the estates of deceased persons.'"

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. J. M. Osborn, unanimous consent being given, introduced

A bill to amend section 12, of act No. 39, of session laws of A. D. 1869, approved March 17th, A. D. 1869, entitled "An act authorizing the locating, establishing, and constructing of ditches, drains, and water-courses by highway commissioners of townships," and repealing all acts relating thereto.

The bill was read a first and second time by its title, and referred to the committee on drainage.

Mr. J. M. Osborn, unanimous consent being given, introduced

A bill to amend act No. 84 of the session laws of 1869, entitled "An act to amend an act entitled 'An act to amend sections 4339, 4340, 4341, and 4342 of the compiled laws, in relation to the competency of witnesses and examination of parties in certain cases,'" approved March 11th, 1869.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Cochrane, unanimous consent being given, introduced

A bill to repeal chapter 167, of the compiled laws, being chapter 142, of the revised statutes of 1846, relative to fraudulent and insolvent debtors.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Cochrane, unanimous consent being given, introduced

A bill to repeal sections 200, 201, 202, 203, of chapter 7, in the compiled laws, relative to the State library.

The bill was read a first and second time by its title, and referred to the committee on State library.

Mr. Adams, unanimous consent being given, introduced

A bill to amend sections 1 and 9, of act No. 309, of the

session laws of 1869, entitled "An act to organize union school district of the city of Flint."

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. E. R. Miller, unanimous consent being given, introduced

A bill to incorporate the village of Richland, in the county of Kalamazoo, in Michigan.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Pattengell, unanimous consent being given, introduced

A bill to amend the charter of the village of Milford.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Montgomery, unanimous consent being given, introduced

A bill to amend section 127, of act No. 186, of the session laws of 1863, being an act entitled "An act to amend an act entitled an act to amend sections 11 and 127, of chapter 117 of the compiled laws, relative to security for costs in justices' courts."

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Cochrane, unanimous consent being given, introduced

A bill to establish a police government in the city of Detroit.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Cochrane, unanimous consent being given, introduced

A bill to confirm the powers, rights, and privileges of the board of metropolitan police in the city of Detroit, and its appointees, as organized and appointed under and by virtue of an act entitled "An act to establish a police government in the city of Detroit," approved February 24, 1865.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Cochrane, unanimous consent being given, introduced

A bill to amend an act entitled "An act to revise the charter of the city of Detroit," approved February 5, 1857, as amended by the several acts amendatory thereof, and to add several sections thereto, and to repeal certain sections thereof.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Gorman, unanimous consent being given, introduced

A bill to change the name of the township of Ash, in Monroe county, to Grafton.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Adsit, unanimous consent being given, introduced

A bill to provide for the protection of labor and persons furnishing material for the construction and repairing of railroads in this State.

The bill was read a first and second time by its title, and referred to the committee on internal improvements.

Mr. R. J. Grant, unanimous consent being given, introduced

A bill to incorporate the city of Hastings.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Hoyt, unanimous consent being given, introduced

A bill to amend an act entitled "An act to provide for a uniform assessment of property, and for collecting and returning taxes thereon," approved April 6, 1869.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Hoyt, unanimous consent being given, introduced

A bill to further amend an act entitled "An act to provide for the construction of tram railways."

The bill was read a first and second time by its title, and referred to the committee on internal improvements.

Mr. Barnaby, unanimous consent being given, introduced

A bill providing a name for a certain male child, and constituting him the heir-at-law of Jacob Bush and Susan Bush.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Gibson, unanimous consent being given, introduced

A bill to amend section 3, of act No. 161, of the session laws of 1859, entitled "An act to establish graded and high schools."

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Gibson, unanimous consent being given, introduced

A bill to amend section 2266 of the compiled laws, as amended by section 23 of act 176 of the session laws of 1861, entitled "Of primary schools."

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Gray, unanimous consent being given, introduced

A bill to establish an insurance bureau;

The bill was read a first and second time by its title, and referred to the committee on insurance.

Mr. Roof, unanimous consent being given, introduced

A bill to amend sections 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 16, 17, 18, 19, and 20, of an act entitled "An act to provide for the incorporation of water-power companies," approved March 20, 1863, and section 15, as amended by act number 51, of the session laws of 1869.

The bill was read a first and second time by its title, and referred to the committee on manufactures.

Mr. Riford, unanimous consent being given, introduced

A bill to amend section 3, of article 6, of act number 428, of the session laws of 1869.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Copley, unanimous consent being given, introduced

A bill to amend sections 1, 11, and 13, of act number 163.

of the session laws of 1861, entitled an act relative to laying out, altering and discontinuing highways.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Roof, unanimous consent being given, introduced

A bill to amend sections seven and eight of an act entitled "An act to incorporate the village of Lyons," approved March 1st, 1867, and to add a new section thereto.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Swineford, unanimous consent being given, introduced

A bill to organize the township of Ely, in the county of Marquette.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Riford, unanimous consent being given, introduced

A bill authorizing the State Treasurer to deliver the railroad bonds to the townships depositing the same.

The bill was read a first and second time by its title, and referred to the committee on internal improvements.

Mr. Montgomery, unanimous consent being given, introduced

A bill to amend section 4326, chapter 127, of the compiled laws, entitled "Evidence."

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Little, unanimous consent being given, introduced

A bill to amend section 23, of an act relative to the organization and powers of fire and marine insurance companies transacting business within this State, approved April 3, 1869.

The bill was read a first and second time by its title, and referred to the committee on insurance.

Mr. Little, unanimous consent being given, introduced

A bill to amend sections 2, 3, and 4, of article 13, and sec-

tions 2 of article 15, of an act entitled "An act to incorporate the village of Chesaning, in the county of Saginaw."

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Holland, unanimous consent being given, introduced

A bill to provide for the settlement of State accounts and for the collection of the same.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Cameron, unanimous consent being given, introduced

A bill to amend sections 2 and 7, of an act entitled "An act to amend sections 2 and 7, of an act entitled 'An act to re-incorporate the village of Kalamazoo, and to repeal all inconsistent acts and parts of acts,'" approved March 15, 1861, as amended by act No. 415, of the session laws of 1867, approved March 22, 1867; also to add a new section, to stand as section 35.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Atwood, unanimous consent being given, introduced

A bill to amend act No. 28, of the session laws of 1869, entitled "An act to amend act No. 58, of the session laws of 1867," approved March 15, 1867, entitled "An act to repeal all existing laws, rules, and provisions of laws restricting or controlling the right of a party to agree with an attorney, solicitor, or counsel for his compensation, and to more accurately fix and determine the costs to be allowed to the prevailing parties in suits at law in the circuit court, and to repeal section 2 of said act."

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hughes, unanimous consent being given, introduced

A bill to amend the charter of the village of Bellevue.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Hughes, unanimous consent being given, introduced

A bill to amend sections 40 and 60 of an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Edwards, unanimous consent being given, introduced

A bill to amend section 31, of act No. 134, session laws of 1859, being "An act to incorporate the city of Niles."

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Roost, unanimous consent being given, introduced

A bill to amend act No. 112 of the session laws of 1869, entitled "An act to promote immigration."

The bill was read a first and second time by its title, and referred to the committee on immigration.

Mr. Gray, unanimous consent being given, introduced

A bill to aid in the completion of that part of the Newaygo and Dayton State road, between White river, in the county of Newaygo, and the northwest corner of said county, and making an appropriation of swamp lands therefor;

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Gray, unanimous consent being given, introduced

A bill relative to proceedings supplementary to the execution;

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Gray, unanimous consent being given, introduced

A bill to provide for the laying out and constructing a State road from the east line of Leavitt, in Oceana county, to the

village of Hart, in said county, and making an appropriation of swamp lands therefor ;

The bill was read a first and second time by its title, and referred to the committee on public lands.

On motion of Mr. C. B. Grant,

The House took a recess until 4½ o'clock this afternoon.

AFTERNOON SESSION.

4:30 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

PRESENTATION OF PETITIONS.

By Mr. W. H. C. Mitchell: Petition of F. J. Lewis, R. W. Coy, James Lewis, and 41 others, citizens of Antrim county, asking for a State road running from Angell's Landing, in Antrim county, to Otsego county, and for an appropriation of swamp land to construct the same ;

Referred to the committee on public lands.

By Mr. Bates: Remonstrance of Wm. Daglish and others, citizens of the village of Portsmouth, against the division of said village ;

Also, remonstrance of Albert Miller and others, citizens of the village of Portsmouth, for the same purpose ;

Also, remonstrance of J. D. Lewis and 156 others, citizens of the village of Portsmouth, for the same purpose ;

Referred to the committee on banks and incorporations.

By Mr. Bates: Petition of Thos. Histed, J. Sutton, H. S. Brown, and 22 others, citizens of S ½ of T. 13 N., of R. 5 and 6 E., of Saginaw county, praying to be detached from said county, and attached to Bay county ;

Referred to the committee on towns and counties.

By Mr. Coulter: Petition of J. A. Reynolds, C. Messenger, and other citizens of Cass county, for the repeal of all laws prohibiting the catching of fish in the rivers, ponds and lakes in said county;

Referred to the committee on fisheries.

By Mr. Montgomery: Remonstrance of S. Chadwick and 23 others, citizens of Eaton county, against the repeal of the law creating the office of county superintendent of schools;

Referred to the committee on education.

MESSAGE FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,)
Lansing, February 21, 1871.)

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bill:

Senate manuscript bill, entitled

A bill to extend the time for the collection of taxes in the township of Novi, in the county of Oakland,

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The bill was read a first and second time by its title, and,

On motion of Mr. White,

The rule requiring the second and third reading of bills to be on different days was suspended, and the bill was put upon its immediate passage.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Adam moved to amend the bill by adding the following to stand as section 4 of the bill:

"SEC. 4. A transcript of all unpaid taxes returned to the county treasurer in pursuance of the provisions of this act, shall be returned to the Auditor General as soon as practicable, and such unpaid taxes shall be collected in the same manner and with interest computed for the same time as other taxes for the year eighteen hundred seventy, duly returned to the Auditor General for non-payment;"

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gillam,	Mr. R. C. Miller,
Adams,	R. J. Grant,	Millington,
Adsit,	Gorman,	P. Mitchell,
Atwood,	Green,	W.H.C. Mitchell,
Barnaby,	Greusel,	Montgomery,
Bates,	Grosvenor,	Norris,
Brockway,	Haack,	C. Y. Osburn,
Brown,	Harris,	J. M. Osborn,
Cameron,	Hart,	Pearl,
Cherry,	H. Haynes,	Pattengell.
Childs,	J. Haynes,	Pierson.
Clement,	Haywood,	Priest,
Cochrane,	Hazen.	Riford.
Congdon,	N. R. Hill,	Rood,
Copley,	S. W. Hill.	Roof,
Coulter,	Holland,	Ross,
Crane,	Houseman.	Runyan.
Crofoot,	Hughes,	Sumner.
Doty,	Kellogg,	Tobey,
Edwards,	Knapp,	Van Scoy.
Ferris,	Lamb,	Watkins.
Ferry,	Landon,	Webster.
Frost,	Little,	Wells,
Garfield,	McGonegal,	White,
Garrison,	E. R. Miller,	Williams.
Gibson,	N. L. Miller,	Speaker.

NAYS.

Title agreed to.

On motion of Mr. White,
By a vote of two-thirds of all the members elect, the bill
was ordered to take immediate effect.

INTRODUCTION OF BILLS.

Mr. Bates, unanimous consent being given, introduced
A bill for the relief of Francis Pond.

The bill was read a first and second time by its title, and
referred to the committee on judiciary.

Mr. Bates, unanimous consent being given, introduced
A bill to provide for laying out and establishing a State
road from town 24 north, of range 4 east, to the meridian.

The bill was read a first and second time by its title, and
referred to the committee on roads and bridges.

Mr. Barnaby, unanimous consent being given, introduced
A bill providing for the laying out and constructing a ditch
or drain in Gratiot county, and appropriating State swamp
land for the same.

The bill was read a first and second time by its title, and
referred to the committee on public lands.

Mr. Hazen, unanimous consent being given, introduced
A bill to divide the State into nine congressional districts.
The bill was read a first and second time by its title, and
referred to the special committee on re-districting the State.

Mr. Watkins, unanimous consent being given, introduced
A bill to change the names of James Selkrig, Hannah
Selkrig, James Edward Selkrig, Henrietta Elizabeth Selkrig,
Adda Bell Selkrig, and Charles Manly Selkrig, to Selkirk.

The bill was read a first and second time by its title, and
referred to the committee on State affairs.

Mr. Brown, unanimous consent being given, introduced
A bill to authorize school district No. 9, of the township of
Battle Creek, in the county of Calhoun, to issue bonds.

The bill was read a first and second time by its title, and
referred to the committee on education.

Mr. Haywood, unanimous consent being given, introduced

A bill to legalize the tax roll of Dwight township, in Huron county, for the year 1869.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Little, unanimous consent being given, introduced

A bill to provide for the construction of a State road in the counties of Isabella, Midland, and Clare, and appropriating certain non-resident highway tax for the construction of the same.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Millington, unanimous consent being given, introduced

A bill to repeal an act entitled "An act to promote immigration to Michigan," approved April 3, 1869, being act No. 112 of the session laws of 1869.

The bill was read a first and second time by its title, and referred to the committee on immigration.

Mr. Hart, unanimous consent being given, introduced

A bill to amend an act entitled "An act to amend an act to provide for the government of the State University, and to repeal chapter 57, of the revised statutes of 1846," approved February 12, 1855.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Gorman, unanimous consent being given, introduced

A bill to authorize the collection of a certain ditch tax in the township of Ash, Monroe county.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Garrison, unanimous consent being given, introduced

A bill to incorporate union school district number 1, of the township of Caledonia, in the county of Shiawassee;

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Riford, unanimous consent being given, introduced

A bill to amend section 27, of chapter 106, of the revised statutes of 1846, being section 4465, in chapter 131 of the compiled laws, entitled "Of judgments and executions," and to add a new section thereto, to stand as section 55 ;

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Sumner, unanimous consent being given, introduced

A bill to authorize the highway commissioners to construct roads on petition of a majority of resident land-owners along and adjacent to the line of said roads.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Crane, unanimous consent being given, introduced

A bill to authorize townships to appropriate land for cemetery purposes.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Holland, unanimous consent being given, introduced

A bill to amend sections one and eight of an act entitled "An act to provide for a State board of equalization," approved April 7, 1851, being sections Nos. 223 and 230 of chapter seven of the compiled laws.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Montgomery, unanimous consent being given, introduced

A bill for the laying out of cities and villages, with such municipal conditions as shall be set forth by those that shall plat the same, and for the electors subject to taxation, organizing the same.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. J. Haynes, unanimous consent being given, introduced

A bill to provide for laying out and establishing a State road

from Midland City to the west line of Midland county, on the south side of Pine river, and making appropriations therefor.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. J. M. Osborn, unanimous consent being given, introduced

A bill to amend section 43, of chapter 93, of the revised statutes of A. D. 1846, as amended by act approved Feb. 13th. A. D. 1855, being consecutive section 3695, chapter 117, of the compiled laws, entitled, "Of courts held by justices of the peace."

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. J. M. Osborn, unanimous consent being given, introduced

A bill to amend section 31, of act No. 266, approved March 27, A. D. 1867, entitled "An act to revise the charter of the village of Hudson," also section 52, of act No. 360, approved March 30, A. D. 1869, entitled "An act to amend an act to revise the charter of the village of Hudson."

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Hurlbut, unanimous consent being given, introduced

A bill to amend section 5, of act No. 163, entitled "An act relative to laying out, altering, and discontinuing highways," approved March 15, 1861.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Adam, unanimous consent being given, introduced

Joint resolution in reference to the printing and binding of the new compiled laws;

The joint resolution was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Coulter, unanimous consent being given, introduced

A bill to subject all persons holding office under the government of the State of Michigan, to impeachment or removal from office, for voluntary drunkenness:

The bill was read a first and second time by its title, and referred to the committee on judiciary.

On motion of Mr. Copley,
The House adjourned.

Lansing, Wednesday, February 22, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Davis.

Roll called: quorum present.

Absent without leave: Messrs. Dalton and Holt.

Mr. Barnaby asked and obtained leave of absence for Mr. Dalton for the day.

Mr. Edwards asked and obtained leave of absence for himself for the day.

Mr. R. J. Grant asked and obtained leave of absence for Mr. Holt for the day.

PRESENTATION OF PETITIONS.

By Mr. Swineford: Petition of Thos. Page and 134 others, citizens of Cedarville, Menominee county, for an amendment to act No. 242, session laws of 1869;

Referred to the committee on public lands.

By Mr. Huff: Petition of H. M. Gallup, L. B. Vrooman, and 72 others, citizens of Hillsdale county, asking an appropriation to aid the Michigan Orphan Asylum Association;

Referred to the committee on State affairs.

By Mr. Rood: Petition of citizens of Lapeer county, to lay out a State road from the city of Lapeer to the village of Caro, Tuscola county, and to make an appropriation of swamp lands to construct the same;

Referred to the committee on public lands.

By Mr. Van Scoy: Petition of citizens of the village of Ovid, to amend the act incorporating said village, approved March 24, 1869;

Referred to the committee on banks and incorporations.

By Mr. Cameron: Petition of M. Desinbergh, A. Seiler, Sam. Rosenbaum, and 40 others, citizens of the village of Kalamazoo, for an amendment to the charter of said village, so as to authorize the election of marshal by the people;

Referred to the committee on banks and incorporations.

By Mr. E. R. Miller: Petition of Morgan Curtis, R. Crosby, Jno. Gilkey, and 20 others, citizens of Kalamazoo county, for the incorporation of the village of Richland;

Referred to the committee on banks and incorporations.

By Mr. White: Memorial of H. W. Lord, Wm. McConnell, Levi Bacon, Charles Draper, and others, citizens of Oakland county, asking relief for Milo R. Campbell;

Referred to the committee on State affairs.

By Mr. Gibson: Remonstrance of Capt. J. W. Jones, against the passage of the bill repealing act No. 66, session laws of 1855;

Referred to the committee on roads and bridges.

By Mr. Little: Petition of R. W. Andrus and 40 others, citizens of Chesaning, for amendments to the charter of the village of Chesaning, county of Saginaw;

Referred to the committee on banks and incorporations.

By Mr. Garfield: Remonstrance of J. W. Pierce, R. B. Loomis, James Blair, and 24 others, citizens of Kent county, against the division of said county;

Referred to the committee on towns and counties.

By Mr. J. Haynes: Petition of H. Hart and 50 others, citizens of Midland county, for the passage of a law requiring uniformity of text-books in the public schools;

Referred to the committee on education.

By Mr. J. Haynes: Petition of R. Danton and 46 others,

citizens of Midland county, asking the passage of a law compelling children to attend school;

Referred to the committee on education.

By Mr. Landon: Petition of Joseph L. Deye, Dr. E. Wright, and 46 others, citizens of Jackson county, for the repeal of the law creating the office of county superintendent of public schools;

By Mr. Cochrane: Petition of John Wallace, Israel Daniels, and 48 others, citizens of Wayne county, for the same purpose;

Referred to the committee on education.

By Mr. Crofoot: Remonstrance of E. Barber, J. R. Bunting, and 16 others, citizens of Deerfield, Livingston county, against the repeal of the law creating the office of county superintendent of public schools;

By Mr. J. Haynes: Remonstrance of R. Danton and 15 others, citizens of Midland county, for the same purpose;

By Mr. Roost: Remonstrance of G. Bolks and 27 others, citizens of Otlawa county, for the same purpose:

Referred to the committee on education.

By Mr. N. R. Hill: Petition of D. S. Davis and 61 others, citizens of the town of Courtland, Kent county, for the organization of a new county, to be called Russell;

Also, petition of Walter Chipman and 43 others, citizens of Algoma, Kent county, for the same purpose;

Also, petition of R. E. French and 50 others, citizens of Ensley, Newaygo county, for the same purpose;

Also, petition of Jas. Blackwell and 57 others, citizens of Tyrone, Kent county, for the same purpose;

Also, petition of George Backart and 25 others, citizens of Croton, Newaygo county, for the same purpose;

Referred to the committee on towns and counties.

By Mr. J. Haynes: Petition of John Thompson, Wm. Bell, and 90 others, citizens of Saginaw county, praying that the Tittabawassee boom company be compelled to vacate the Tittabawassee, Chippewa, and Pine rivers;

Also, petition of the board of supervisors of Midland county, and 457 others, citizens of Midland, Isabella, and Gratiot counties, for the same purpose.

On motion of Mr. J. Haynes,

The petitions were referred to the committee on State affairs, and one was ordered printed in the journal.

The following is the petition :

To the Honorable the Legislature of the State of Michigan :

GENTLEMEN :—We, the undersigned, citizens of the counties of Midland, Saginaw, Gratiot, and Isabella, most respectfully submit for your consideration the following facts :

The Tittabawassee boom company, organized under "An act to authorize the formation of corporations for running, booming, and rafting of logs in this State," which act has been amended in this particular, to wit: "That said boom or booms shall be so constructed as to allow the free passage of boats, vessels, crafts, logs, timbers, lumber, or other floatables, along such waters;" and for the purpose of running, booming, or rafting logs on the Tittabawassee river, have, utterly regardless of the law permitting its organization, and the interests of the people upon said river and its tributaries, whereon said company operates, for three years past monopolized the use and control of said river and its tributaries, to the great damage of the citizens aforesaid, in this wise, to wit: by filling said Tittabawassee river, from Saginaw to Sixteen, a distance of fifty miles, and its tributaries, the Pine and Chippewa, a distance of fifteen miles each, with logs, immediately on the breaking of the ice in the spring, and allowing them to remain in said rivers for nearly the whole summer, to wit: until the months of September and October, and the past year the whole season, causing, first, great overflow of farm lands along said rivers, which are the most productive lands in the counties aforesaid, to the entire destruction of crops that might be grown thereon, and the utter uselessness of the improvements made thereon before the usurpations of said com-

pany. Of the farms which have been greatly damaged by the overflow of the water of said rivers, caused by being filled with logs so completely as to stop the passage of water down them, we submit the following: On the Pine river, the farms of Sheldon, Smith, Whitman, Widow Barton, Wm. Kelley, M. B. Marsh, N. E. Sargent, John E. Willard, Samuel Sias. On the Chippewa, those of John Holden, James Schnider, L. B. Fletcher, George Baker, Samuel Sias, Wm. H. Patterson, John Sias, Daniel Wyman, Fitzhugh and Cronkeight farms. On the Tittabawassee, Lot Holmes, Mrs. Holmes, C. S. Sanford, Levi Averill, Wm. Hager, Mrs. Postal, H. Averill, Wm. Holmes, Hosner, Wm. Wells, Rod. Russell, Col. Ellsworth, Israel Martin, Fineout, Wm. Cressey, Brint Sias, Geo. F. Ball, Wm. Simmons, John Larkin, S. Kent, County Farm, Asa A. Sheldon, McArdle, Theo. Howard, F. L. O. Banks, James Major, Mrs. Sumner, Ostrander, James Curry, H. N. Ellsworth, L. P. Bailey, Mrs. Blodgett, J. D. Bailey, Oliver Whitmore, George Whitman, Alpheus Chapman, Dennis McCartney, Harry Whitman, Haynes, Jacob Purchase, W. King, N. King, Rosier, Davison, Peter McGregor, Cole, Thompson, Burch, Hacket, Chapman, Wiltsey, Ures, Fraser, McCulloch, Munger, J. P. McGregor, Wm. Shields, Castor, Green, Hall, Davis, and others, making in all over one hundred farms which have been damaged to the extent of from \$50 to \$500 each, for each of the three years past, and without receiving any compensation from said boom company, except in a few instances, where a meager sum was given the sufferers. Although often and repeatedly appealed to by these sufferers for compensation for damages thus inflicted on them, the said boom company have contemptuously driven them away; and to such an extent are these aggrievances becoming on the part of said boom company, as to force the abandonment of the aforesaid farm lands by the occupants thereof.

And the further usurpations of the rights of the citizens aforesaid, by the said boom company, are these: That because

of the said river being filled with logs which have passed into the control of said company, they are prevented from running spiles, flat and square timber, bark, lumber, hoops, staves, shingles, etc., down said rivers, to the markets at Saginaw and Bay City, but forcing them, at great expense of labor and money, to get such property to market by railroad, which, in most cases, brings the price up to the cost, and often causes a loss to the maker or forces him to sell to some one connected with or having some interest in said boom company, thus allowing the speculator to fatten upon the toil of the pioneer (for this class of business is mostly conducted by the poor people, settlers upon new land, whose only means of payment therefor, and subsistence, is the little money they can realize from the sale of such merchandise); and so great has this burden become to them that many have abandoned their homesteads, and going back to the older States, deter others from coming in, thus preventing the settlement and growth of this northern country.

And as a further usurpation of the rights of the citizens aforesaid, said boom company in monopolizing said rivers have stopped the navigation thereof for steamers to Midland City on the Tittabawassee river, thirty miles above Saginaw, and for tugs and scows to St. Louis on the Pine river, thirty-six miles from its mouth, and to Mt. Pleasant on the Chippewa, forty miles from its mouth, and to Sixteen on the Tittabawassee, forty miles above Midland City, thus compelling the people for six months in the year, to pay tribute to railroad companies, whereas, if they had the navigation of the rivers aforesaid, they could export and import their products, goods, and supplies at one-third the cost it now requires.

Therefore, We pray your honorable body to compel said boom company to vacate said rivers, that their waters may have free passage to the lakes, and be navigated as the law provides.

Dated, Midland City, July 25, 1870.

REPORTS OF STANDING COMMITTEES.

By the committee on towns and counties :

The committee on towns and counties, to whom was referred Senate bill No. 70, being

A bill to change the name of the township of Glen Arbor, in the county of Leelanaw, to that of Cleveland ;

Also, Senate bill No. 69, being

A bill to change the name of the township of Sleeping Bear, in the county of Leelanaw, to that of Glen Arbor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that they do pass, and ask to be discharged from the further consideration of the subject.

N. L. MILLER, *Chairman.*

Report accepted and committee discharged.

The bills were referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties :

The committee on towns and counties, to whom was referred

A bill to organize the township of White, in the unorganized county of Missaukee ;

Also,

A bill to authorize boards of supervisors to provide for the purchase of Brown's Michigan Nisi Prius Reports ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that they do pass, and ask to be discharged from the further consideration of the subject.

N. L. MILLER, *Chairman.*

Report accepted and committee discharged.

The bills were ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education :

The committee on education, to whom was referred the petition of R. S. Armstrong and others, asking that certain real estate be set off from fractional union school district No. 1, of Parina, Sandstone, Spring Arbor, and Concord, and the remonstrance of Geo. Welch and others, against the same; also, the petition of John Gay and others, that the lands of Geo. Wiseloge be detached from school district No. 3, of Clarence and Sheridan, and the remonstrance of Charles H. Weldon and others against the same; and also, the petition of Albert Van Horn and others, for the repeal of act No. 413, of the session laws of 1869, relative to a fractional school district in Macomb county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the prayers of the petitioners be not granted, inasmuch as a general law has been reported covering all such cases, and ask to be discharged from the further consideration of the subject.

C. B. GRANT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hughes,

The petitions were laid on the table.

By the committee on immigration :

The committee on immigration, to whom was referred so much of the Governor's message as relates to immigration, respectfully report that they have had the subject under consideration; that they have ascertained from the reports furnished by the Commissioner of Immigration to the Governor, that they have not been successful in the enterprise.

They find in the report of Mr. W. H. Allardt, the commissioner in Germany, that from the 20th day of May, 1869,—the time of his appointment,—to the time of his departure to Europe on the 10th of August, the time was spent in visiting various portions of the State, for the purpose of becoming more fully acquainted with the population and resources.

What the result of his information has been is not stated, and seems not to have enabled him to adopt a system or arrangement to help practical immigration. On his arrival in Europe he "found great difficulty in obtaining the required permission to locate in his official capacity," from which it would seem that the agent wanted to be recognized as an official of the State of Michigan, of which the city of Frankfort had no cognizance. It seems the Commissioner's plans were on a large scale, intending, no doubt, to cause a large emigration to this State, for he published a pamphlet of 80 pages, and a "Michigan Guide" of eight pages, of which there were seven numbers issued at the time of his report, at a cost of \$639.61.

Traveling expenses for eighteen months.....	\$1,232 75
Expenses for expressage, postage, and stationery....	310 62
Clerk hire.....	433 00
Rent.....	155 00

Total for eighteen months' incidental expenses... \$2,321 53

From which it will be seen that the plans were large; but from some cause, and such, no doubt, was in part owing to the present European war, they have not been so successful as has been desirable. Believing his removal from Frankfort to Hamburg very proper, after having "worked up the southern portion of Germany, regarding a seaport more advantageous in communicating with the emigrant" (if only the emigrant will come), "and for effecting arrangements in this State that will assure the good reception and speedy employment of the emigrant," we will say that the emigrant might be assured that there is no better State in the Union,—where all kinds of labor are in such demand; where there are such large natural resources of wealth in connection with the agricultural developments; where labor is better paid, from the workman in the road, and up through all the departments of mechanical and manufacturing pursuits; where the climate and the soil

are so adapted to the raising of all the northern cereals, as well as the fruits of warmer climates; where the waters are teeming with fish, as well as the bowels of the earth with brine; where the quarries are inexhaustible of lime, sandstone, gypsum, and marble, and our beds of ore, in connection with our iron and copper mines, are capable of employing and sustaining thousands of laboring people, for the supply of that commodity for the markets of the world.

Only let the emigrant come, and stay with us, instead of passing through our State to other States west of us. And we should therefore deem it desirable that such railroad companies as have a large share of the public domain, act in harmony with the board of supervisors of such counties as should be desirous of an influx of a foreign population; and in order that the State at large may reap the benefit of the more fortunate northern portion of this State, we hereby recommend a bill which will furnish the emigrant to the State, at a certain sum *per capita*;

And your committee would respectfully report the following entitled bill:

A bill to provide for the payment of emigrant agents *per capita*,

Recommending that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN ROOST, *Acting Chairman.*

Report accepted and committee discharged.

The bill was read a first and second time by its title, ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

A bill to change the name of Emma Manning to that of Bertha Morehouse, and to constitute her heir-at-law of Joseph Morehouse, of the county of Saginaw, and State of Michigan,

Respectfully report that they have had the same under con-

sideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. CAMERON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

A bill to change the name of Daniel Johnson to that of Daniel Way, and constitute him heir-at-law of Francis Way,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. CAMERON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred two remonstrances and petitions for and against the Fort street improvement, in the township of Springwells,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, recommending that they be referred to the committee on judiciary, to accompany the bill.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Huff,

The House concurred in the recommendation of the committee, and the several petitions were referred to the committee on judiciary.

The Sergeant-at-Arms announced the Private Secretary of the Governor, who transmitted to the House a message from his Excellency the Governor, in writing.

MESSAGE FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,
Lansing, February 21, 1871. }

To the House of Representatives :

I have this day approved, signed, and deposited in the office of the Secretary of State, the following entitled acts:

1. To incorporate the village of Caro, in the county of Tuscola :

2. To amend section 3, of chapter 77, of the revised statutes of 1846, the same being section 3041, of chapter 101, of the compiled laws, relating to the sale of lands for the payment of debts, by executors, administrators and guardians ;

3. To amend section 39, of chapter 91, of the revised statutes of 1846, the same being section 3645, chapter 116, of the compiled laws, relating to probate courts ;

4. To amend section 214, of an act entitled "An act to amend chapter 93 of the revised statutes of 1846, entitled 'Of courts of justice of the peace,'" approved February 13, 1855, being section 3866, of chapter 117, of the compiled laws ;

5. To amend an act entitled "An act to incorporate the village of Nashville," approved March 26, 1869, by adding three new sections thereto, to stand as sections 65, 66, and 67 ;

6. To amend sections one and six, of act number 406, of the session laws of 1869, approved April 2, 1869, being an act appropriating certain non-resident highway taxes to aid in constructing a ditch or drain from a point on Elk Creek, in the county of Sanilac, to a point on the Lexington and Lapeer State road, in Sanilac county ;

7. To aid in the construction of that part of the Cass river and Bay City State road, established under act No. 345, of laws of 1865, between the forks of Cass river and

Unionville, in Tuscola county, and making an appropriation of swamp land therefor;

8. To amend sections 1, 12, and 16, chapter 5, section 1 of chapter 7, and section 8 of chapter 8, of an act entitled "An act to incorporate the city of Corunna," approved March 12, 1869;

9. Respecting the collection of a certain ditch tax in the township of Lapeer, county of Lapeer, for the year 1870, and for the re-assessment of the same;

10. To authorize school district No. 5, of the township of Millington, in the county of Tuscola, to issue bonds to aid in the construction of a school-house in said district.

HENRY P. BALDWIN.

The message was laid on the table.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, February 21, 1871.

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bills:

House bill No. 42, entitled

A bill to provide for the levying and collecting a school tax, in fractional school district No. 1, in the townships of Barry and Prairieville, in the county of Barry,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, February 21, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 99, entitled

A bill to amend an act entitled “An act to revise the charter of the village of Wayland,” being act No. 366, of the session laws of the year 1869, approved March 30, 1869,

And to inform the House that the Senate has amended the bill by inserting in line 5, of section 2, after the word “years,” the words “by a plurality of all votes cast ;”

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER.

Secretary of the Senate.

Mr. Greusel moved that the House concur in the amendments made to the bill by the Senate ;

Which motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Adam,	Mr. Grosvenor.	Mr. Moshier,
Adams,	H. Haynes.	Norris,
Adsit,	J. Haynes,	C. Y. Osburn.
Brockway,	Haywood.	J. M. Osborn,
Brown,	Hazen,	Pierson,
Cameron,	N. R. Hill.	Post,
Chamberlain,	S. W. Hill.	Riford,
Cherry,	Holland,	Rood,
Childs,	Houseman.	Roof,
Clement.	Huff,	Roost,
Cochrane,	Hughes.	Ross,
Copley.	Hurlbut.	Runyan,
Coulter.	Huston.	Sumner,
Crane,	Kellogg.	Swineford,
Doty,	Knapp.	Thayer,
Garfield.	Landon,	Tobey,

Mr. Garrison.	Mr. Little.	Mr. Van Scoy,	
Gibson,	McGonegal.	Walker,	
Gillam,	E. R. Miller,	Walton,	
C. B. Grant.	N. L. Miller,	Watkins,	
R. J. Grant.	R. C. Miller,	Webster.	
Gorman,	Millington.	Wells.	
Gray,	Minne,	White,	
Green,	P. Mitchell,	Williams.	
Greusel.	W.H.C. Mitchell,	Speaker,	75
	NAYS.		0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, February 21, 1871.

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 73, entitled

A bill to authorize Bay county to issue bonds for constructing a bridge across the Saginaw river,

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, February 21, 1871.

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following joint resolution:

House joint resolution No. 9, entitled

Joint resolution asking the Congress of the United States

for a grant of lands to aid in the construction of a railroad from the Straits of Mackinaw via Marquette and the head of Keweenaw Bay, to the Montreal river,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The joint resolution was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, February 21, 1871.

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bills:

1. House bill No. 57, entitled

A bill to incorporate the village of Ishpeming;

2. House bill No. 81, entitled

A bill to provide for the laying out and establishing the Almer and Fair Grove State road, and making an appropriation of non-resident highway tax for the construction of the same;

3. House bill No. 88, entitled

A bill to provide for an insurance on the State library:

4. House bill No. 91, entitled

A bill to amend an act entitled "An act to incorporate the village of Plainwell, in the county of Allegan," approved March 26th, 1869, and to add two new sections thereto:

5. House bill No. 93, entitled

A bill to provide for the laying out, establishing, and constructing a State road in the county of Montcalm, and appropriating certain non-resident highway taxes therefor;

6. House bill No. 96, entitled

A bill to amend an act entitled "An act to incorporate the city of Pontiac," approved March 15th, 1861, as amended

March 18th, 1865, and March 20th, 1867, and March 30th, 1869;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER.

Secretary of the Senate.

The several bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, February 21, 1871.

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House bill No. 61, entitled

A bill to incorporate the village of Homer,

And to inform the House that the Senate has amended the same as follows:

1. By inserting in line 24 of section 7, after the word "markets," the words "to regulate;" also by inserting in line 23, after the word "streams," the words "or ponds," and in line 52, after the word "cost," the words "of building."

2. By inserting after the word "and," in line 13 of section 28, the word "determine."

3. By striking out in line 1 of section 30, the word "copies," and inserting in place thereof the words "a copy;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER.

Secretary of the Senate.

Mr. Brockway moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adam.	Mr. R. J. Grant,	Mr. Millington,
Adams.	Gorman.	Minne,
Adsit,	Gray,	W.H.C. Mitchell
Atwood,	Green,	Montgomery,
Bates,	Greusel,	Moshier,
Brockway.	Grosvenor.	Norris,
Brown,	Haack,	C. Y. Osburn,
Cameron,	H. Haynes.	J. M. Osborn,
Chamberlain.	J. Haynes.	Pearl,
Cherry,	Haywood.	Pattengell,
Childs,	Hazen,	Pierson,
Clement,	N. R. Hill,	Post,
Cochrane,	S. W. Hill.	Priest,
Congdon,	Holland,	Riford,
Copley,	Houseman.	Rood,
Coulter,	Huff,	Roof,
Crane,	Hughes.	Ross,
Crofoot,	Hurlbut,	Swineford.
Doty,	Huston,	Thayer,
Fenton.	Kellogg,	Tobey,
Ferris,	Knapp,	Walker,
Ferry,	Lamb,	Walton,
Frost,	Landon.	Watkins.
Garfield.	Little,	Webster.
Garrison.	McGonegal.	Wells,
Gibson,	E. R. Miller.	White,
Gillam,	N. L. Miller,	Speaker.
C. B. Grant.	R. C. Miller,	

83

NAYS.

0

The bill was referred to the committee on engrossment and enrollment. for enrollment.

INTRODUCTION OF BILLS.

Mr. Post, unanimous consent being given, introduced

Joint resolution instructing the Auditor General to discharge certain mortgages.

The joint resolution was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Gray, unanimous consent being given, introduced

Joint resolution requesting our members in Congress to use their influence in procuring the passage of an act permitting actual settlers locating lands under the homestead laws, to make all necessary affidavits and proof of settlement of said lands, before the county clerk of the county in which said lands applied for are situated.

The joint resolution was read a first and second time by its title, and referred to the committee on federal relations.

Mr. Huff, unanimous consent being given, introduced

A bill to detach certain territory from the city of Hillsdale, and to add the same to the township of Hillsdale.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Williams, unanimous consent being given, introduced

A bill making appropriations for the State Reform School, for the years 1871 and 1872.

The bill was read a first and second time by its title, and referred to the committee on Reform School.

Mr. Bates, unanimous consent being given, introduced

A bill to provide for straightening and improving the Cass river and Bay City State road.

The bill was read a first and second time by its title and referred to the committee on roads and bridges.

Mr. Bates, unanimous consent being given, introduced

A bill in relation to county bridges.

The bill was read a first and second time by its title, and referred to the committee on printing.

Mr. Bates, unanimous consent being given, introduced

A bill to amend sections 4 and 5, of act No. 112, of the session laws of 1861, entitled "An act to authorize the formation of gymnastic associations."

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Hazen, unanimous consent being given, introduced

A bill to amend sections 1, 3 and 9, of act No. 76, of the session laws of 1867.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Coulter, unanimous consent being given, introduced

A bill to amend sections 1661 and 1663, of chapter 52, of the compiled laws, the same being sections 1 and 3 of an act to prevent the manufacture and sale of spirituous and intoxicating liquors as a beverage, and also to form two new sections, to stand as sections 6 and 7 of the same act.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Coulter, unanimous consent being given, introduced

A bill to amend section 18, of chapter 181, the same being section 5762 of the compiled laws, entitled "Of offenses against property."

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Gibson, unanimous consent being given, introduced

A bill to provide for the incorporation of St. George Societies.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Gibson, unanimous consent being given, introduced

A bill to amend sections 32 and 33 of an act entitled "An act to amend an act entitled 'An act further to preserve the purity of elections, and guard against the abuses of the elective franchise by registration of electors.'" approved February 14, 1859.

The bill was read a first and second time by its title, and referred to the committee on elections.

Mr. Gibson, unanimous consent being given, introduced

A bill to amend an act entitled "An act further to preserve the purity of elections, and guard against the abuses of the elective franchise by registration of electors," approved Feb-

ruary 14, 1859, being No. 178, together with the acts amendatory thereto.

The bill was read a first and second time by its title, and referred to the committee on elections.

Mr. Gibson, unanimous consent being given, introduced

A bill to amend an act entitled "An act to authorize the common council of the city of Detroit to divide any ward of said city into two election districts to provide for the registration of qualified electors therein," approved March 27, 1867.

The bill was read a first and second time by its title, and referred to the committee on elections.

Mr. Ferris, unanimous consent being given, introduced

A bill to extend the time for the collection of taxes in the township of Cheshire, county of Allegan, until April 1, 1871;

The bill was read a first and second time by its title, and

On motion of Mr. Ferris,

The rule requiring the second and third reading of bills to be on different days was suspended, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam,	Mr. Gorman,	Mr. Millington,
Adams,	Gray,	P. Mitchell,
Adsit,	Green,	W.H.C. Mitchell,
Barnaby,	Greusel,	Montgomery,
Bates,	Grosvenor,	Moshier,
Brockway,	Haack,	Norris,
Brown,	Harris,	C. Y. Osburn,
Cameron,	Hart,	J. M. Osborn,
Chamberlain,	H. Haynes	Pattengell,
Cherry,	J. Haynes,	Pierson,
Childs,	N. R. Hill,	Priest,
Clement,	S. W. Hill,	Riford,
Cochrane,	Holland,	Rood,
Copley,	Houseman,	Roof,
Coulter,	Huff,	Roost,
Crane,	Kellogg,	Ross,

Mr. Crofoot,	Mr. Knapp,	Mr. Runyan,	
Doty,	Lamb,	Swineford.	
Ferris,	Landon,	Tobey,	
Garrison.	Little,	Walton,	
Gibson,	McGonegal,	Watkins.	
Gillam,	E. R. Miller,	Wells,	
C. B. Grant,	N. L. Miller,	Williams.	
R. J. Grant.	R. C. Miller.	Speaker.	72
	NAYS.		0

Title agreed to.

On motion of Mr. Ferris.

By a vote of two-thirds of all the members elect. the bill was ordered to take immediate effect.

Mr. J. Haynes, unanimous consent being given, introduced

A bill to amend section 1, of act No. 115, of the session laws of 1861, entitled "An act to amend chapter 23 of the compiled laws, relative to obstructions and encroachments upon highways."

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. J. Haynes, unanimous consent being given, introduced

A bill to amend sections 4 and 13, of article 2, of the charter of the village of Midland City.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. J. Haynes, unanimous consent being given, introduced

A bill to authorize the township of Alabaster, in the county of Iosco, to make out a new tax-roll for said township for the year 1870, and to extend the time for the payment of taxes thereon until May 1, 1871.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. J. Haynes, unanimous consent being given, introduced

A bill to amend chapter fifty-two of the compiled laws, entitled, "Of the manufacture and sale of intoxicating drinks as a beverage."

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. J. Haynes, unanimous consent being given, introduced

A bill to amend act No. 16, of the session laws of 1864, entitled an act to authorize the formation of corporations for the running, booming, and rafting of logs, as amended by act No. 92, of the session laws of 1865, entitled an act to amend section 14, of act No 16, of the session laws of 1864, entitled an act to authorize the formation of corporations for the running, booming, and rafting of logs, by adding a new section thereto, to stand as section 22.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. J. Haynes, unanimous consent being given, introduced

A bill to amend section five, of act No. 259, of the session laws of 1861, entitled an act to amend an act entitled an act to establish graded and high schools, approved February 14, 1859, being act No. 161, of the session laws of 1859.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. J. Haynes, unanimous consent being given, introduced

A bill to provide for the drainage and reclamation of swamp lands by means of a canal between Houghton lake and Muskegon river.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Hazen, unanimous consent being given, introduced

Joint resolution urging upon our Senators and Representatives in Congress the importance of the annexation of Canada to the United States, upon terms not incompatible with national honor and dignity.

The joint resolution was read a first and second time by its title, and referred to the committee on federal relations.

Mr. Hazen, unanimous consent being given, introduced

A bill to amend section 3, of act 117 of session laws of 1859.

and to add a new section thereto, enlarging and defining the powers of the State Board of Control.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Hazen, unanimous consent being given, introduced

A bill to provide for the drainage and reclamation of swamp lands by means of certain State roads in the northern portions of the Lower Peninsula.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Hazen, unanimous consent being given, introduced

A bill to secure to the State road fund the proceeds of the State swamp lands in the Lower Peninsula.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Montgomery, unanimous consent being given, introduced

A bill to incorporate the village of Eaton Rapids.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. J. Haynes, unanimous consent being given, introduced

A bill providing for the election of county auditors and prescribing their duties.

The bill was read a first and second time by its title, and referred to the committee on elections.

Mr. Van Scoy, unanimous consent being given, introduced

A bill to provide against the service of civil and criminal process upon pupils in actual attendance upon schools, in certain cases;

The bill was read a first and second time by its title and referred to the committee on education.

Mr. Van Scoy, unanimous consent being given, introduced

A bill to amend section 3300, of chapter 78, of the compiled laws, being section 58, of chapter 57, of the revised statutes of 1846, relative to the powers of district boards in school districts.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Van Scoy, unanimous consent being given, introduced

A bill to amend an act entitled "An act to incorporate the village of Ovid," approved March 24, 1869, by adding a new section thereto.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Rood, unanimous consent being given, introduced

A bill to lay out and establish a State road from the city of Lapceer to the village of Caro, Tuscola county, and make an appropriation of swamp lands to build the same.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Montgomery, unanimous consent being given, introduced

A bill to amend section 1, of act No. 146, of session laws of 1861, being an act entitled "An act to amend sections 404 and 405, of compiled laws, being sections 63 and 64, chapter 10, enabling county clerks to appoint deputies."

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Montgomery, unanimous consent being given, introduced

A bill to protect reporters from this and future Legislatures.

The bill was read a first and second time by its title, and referred to the committees on printing and education, jointly.

Mr. W. H. C. Mitchell, unanimous consent being given, introduced

A bill for the apportionment of Senators in the State Legislature.

The bill was read a first and second time by its title, and referred to the special committee on apportionment and redistricting the State.

Mr. Lamb, unanimous consent being given, introduced

A bill to organize a union school district in the township of Dryden, county of Lapeer.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Cameron, unanimous consent being given, introduced

A bill to grant further time to the supervisor of the township of Kalamazoo, to perfect the assessment roll of said township.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Riford, unanimous consent being given, introduced

A bill authorizing the Secretary of State to compile and publish, in pamphlet form, the laws relative to elections and highways, for the use of the township officers in this State.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Riford, unanimous consent being given, introduced

A bill for the re-districting the State into judicial circuits.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Riford, unanimous consent being given, introduced

A bill to legalize the highways and streets within the corporate limits of the village of Benton Harbor.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Riford, unanimous consent being given, introduced

A bill relative to laying out, altering and discontinuing highways, and to repeal all acts and parts of acts relating thereto;

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Cochrane, unanimous consent being given, introduced

A bill to amend chapter 109 of the revised statutes of 1846, in relation to the partition of lands, being chapter 135 of the compiled laws, as amended by act No. 70 of the laws

of 1863, approved March 7th, 1863, by adding a new section thereto.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Cochrane, unanimous consent being given, introduced

A bill to repeal chapter 170, of the compiled laws, relative to the powers, duties, and obligations of assignees of insolvent debtors, being chapter 155 of the revised statutes of 1846.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. White, unanimous consent being given, introduced

A bill for the relief of Milo R. Campbell from the payment of five dollars an acre for certain agricultural college lands.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Cochrane, unanimous consent being given, introduced

A bill to repeal chapter 144 of the revised statutes of 1846, relative to fraudulent and insolvent debtors, being chapter 169 of the compiled laws.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Cochrane, unanimous consent being given, introduced

A bill to repeal chapter 40 of the compiled laws, being chapter 38 of the revised statutes of 1846, and the act amendatory thereof, approved March 1st, 1849, and chapter 2, title 9, part 1, of the revised statutes of 1846, relative to the support of the poor,

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Cochrane, unanimous consent being given, introduced

A bill to amend sections 4110 and 4111 of the compiled laws, in regard to the service of declarations, subpoena in chancery, and other papers.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Cochrane, unanimous consent being given, introduced

A bill to amend section 5721 in chapter 180 of the compiled laws, being section 11 of chapter 153 of the revised statutes of 1846, relative to offenses against persons, and to add a new section thereto.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Cochrane, unanimous consent being given, introduced

A bill to repeal chapter 168 of the compiled laws, relative to the relief of insolvent debtors from imprisonment, being chapter 143 of the revised statutes of 1846.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Bates, unanimous consent being given, introduced

A bill to provide for the drainage and reclamation of State swamp lands, by means of a State road and ditches, from Saginaw Bay, in Iosco county, to the west line of said county.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Cochrane, unanimous consent being given, introduced

A bill to amend an act entitled "An act to authorize proceedings by garnishment in the circuit courts and in the district court of the Upper Peninsula," approved March 16, 1861, as amended by the acts amendatory thereof, by adding two new sections thereto.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Cochrane, unanimous consent being given, introduced

A bill to amend section 4985, as amended by act 114 of the session laws of 1869, approved April 3, 1869; also, section 4998, in chapter 150, of the compiled laws, and being sections 12 and 25, of chapter 123, of the revised statutes of 1846, and to repeal section —, of act 175, of session laws of 1849, being section 5002 of the compiled laws, in chapter 150 of the compiled laws, relative to forcible entries and detainers.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Gillam, unanimous consent being given, introduced

A bill to amend act No. 77, of the session laws of the year 1869, being "An act in relation to life insurance companies transacting business within the State," by adding a new section thereto, to be known as section No. 28.

The bill was read a first and second time by its title, and referred to the committee on insurance.

Mr. Grosvenor, unanimous consent being given, introduced

A bill to provide for the appointment of two professors of homeopathy in the department of medicine of the University of Michigan.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Atwood, unanimous consent being given, introduced

A bill to provide for the payment of a uniform State bounty to volunteers mustered from this State into the military service of the United States, during the great rebellion.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Atwood, unanimous consent being given, introduced

A bill to amend section 15, of act No. 370, of the session laws of 1869, entitled "An act to incorporate the village of Leslie."

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. P. Mitchell, unanimous consent being given, introduced

A bill to amend section 36, of an act entitled "An act to incorporate the city of Marshall," approved February 14, 1859, as amended by section 8, of act number 128, of the session laws of 1865, approved March 9, 1865.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Watkins, unanimous consent being given, introduced

A bill to set off the south half of section 31, and the south-west quarter of section 32, town 4 north, of range 11 west, now being in school district No. 4, in Leighton, Allegan county, and add the same to school district No. 2, in the town of Wayland, Allegan county.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Brown, unanimous consent being given, introduced

A bill to legalize the actions of the commissioners of highways of the township of Albion, Calhoun county, Michigan, in constructing the Irwin and Eslon drain.

The joint resolution was read a first and second time by its title, and referred to the committee on drainage.

Mr. Climie, unanimous consent being given, introduced

A bill to amend an act entitled "An act to amend section 12, of act No. 304, laws of 1865, entitled an act to encourage the erection and support of water-power manufactories, approved March 21st, 1865, the same being act No. 139, of laws of 1867," approved March 27, 1867.

The bill was read a first and second time by its title, and referred to the committee on manufactures.

Mr. Climie, unanimous consent being given, introduced

A bill to amend section 2 of an act entitled "An act to construct dams and improve the navigation of certain rivers," the same being on page 105 of the session laws of 1835 and 1836.

The bill was read a first and second time by its title, and referred to the committee on internal improvements.

Mr. Climie, unanimous consent being given, introduced

A bill to amend section 6, of act number 304, session laws of 1865, entitled "An act to encourage the erection and support of water-power manufactories."

The bill was read a first and second time by its title, and referred to the committee on manufactures.

Mr. Chamberlain, unanimous consent being given, introduced

A bill relative to highways.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Edwards, unanimous consent being given, introduced Joint resolution to provide for the delivery of the railroad bonds in the office of the State Treasurer.

The joint resolution was read a first and second time by its title, and referred to the committee on internal improvements.

Mr. Hurlbut, unanimous consent being given, introduced

A bill to amend section 16, chapter 175, being section 5652 of the compiled laws, relative to fees of registers of deeds.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Thayer, unanimous consent being given, introduced

A bill to amend an act entitled "An act to prevent the careless use of fire-arms," approved March 26, 1869, by adding a new section thereto, to stand as section 5 of said act.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Houseman, unanimous consent being given, introduced

A bill to provide for the division of townships into election districts in certain cases.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Climie, unanimous consent being given, introduced

Joint resolution relating to depositing and filing notes, memoranda, compilations, collections, specimens, diagrams, maps and charts of geological surveys with the Secretary of State.

The joint resolution was read a first and second time by its title, and referred to the committee on geological survey.

Mr. Climie, unanimous consent being given, introduced

A bill to change the name of Seth Dimick Adams to Seth Dimick Gage, and to constitute him heir-at-law of Franklin Gage and Mary C. Gage.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Climie, unanimous consent being given, introduced

A bill to amend section 16, of chapter 150, of the revised statutes of 1846, the same being section 5652, chapter 175, of the compiled laws, entitled "Of registers of deeds."

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Huston, unanimous consent being given, introduced

A bill to amend section 57, of chapter 158, of the revised statutes of 1846, being marginal section 5888, in chapter 185, of the compiled laws, entitled "Of offenses against chastity, morality, and decency."

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Pearl, unanimous consent being given, introduced

A bill to amend section 455, in chapter 10, of the compiled laws, being section 107, in chapter 14, of the revised statutes of 1846, relative to the appointment of notaries public.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Pearl, unanimous consent being given, introduced

A bill to amend section 6, of chapter 140, of the revised statutes of 1846, being section 5365, in chapter 165, of the compiled laws, relative to limitations of personal actions.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. J. M. Osborn, unanimous consent being given, introduced

A bill to detach the west 6 sections of the township of Hudson, Lenawee county, and attach the same to the township of Pittsford, Hillsdale county.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Crane, unanimous consent being given, introduced

A bill to provide for the adjustment and payment of certain ditch taxes in the county of Lenawee.

The bill was read a first and second time by its title, and referred to the committee on drainage.

Mr. Copley, unanimous consent being given, introduced

A bill to amend sections one, three and thirty-three of act number 188, of the session laws of 1861, entitled "An act to reorganize the Agricultural College of the State of Michigan, and to establish a State Board of Agriculture."

The bill was read a first and second time by its title, and referred to the committee on Agricultural College.

Mr. Roof, unanimous consent being given, introduced

A bill to incorporate the village of Pewamo.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. J. M. Osborn, unanimous consent being given, introduced

Joint resolution submitting an amendment to the constitution, providing that penal fines may be used for either library or primary school fund, at the discretion of township boards.

The joint resolution was read a first and second time by its title, and referred to the committee on education.

Mr. J. M. Osborn, unanimous consent being given, introduced

A bill to amend section 3694, of chapter 117, of the compiled laws, relative to garnishee or attachment.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Fenton, unanimous consent being given, introduced

Joint resolution asking Congress to throw open the lands of the United States military reservation on Bois Blanc Island in the Straits of Mackinaw to actual settlers or purchasers, under the laws of the United States regulating the sale of public lands.

The joint resolution was read a first and second time by its title, and referred to the committee on federal relations.

Mr. Adsit, unanimous consent being given, introduced

A bill to legalize the acts of drain commissioners in the county of Ottawa for the years 1867, 1868, 1869, and 1870.

The bill was read a first and second time by its title, and referred to the committee on drainage.

Mr. Adsit, unanimous consent being given, introduced

A bill to exempt mineral spring corporations from the payment of all specific taxes.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Huston, unanimous consent being given, introduced

A bill to amend section 5, of an act entitled "An act to provide for the sale of swamp lands, and the reclamation thereof, and to secure the pre-emption claims of settlers thereof," approved February 4, 1858.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Huston, unanimous consent being given, introduced

A bill to establish and construct a ditch in the township of Gilford, in Tuscola county, Blumfield, in Saginaw, and Portsmouth, in Bay county, and making an appropriation of non-resident highway taxes for the same.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Roof, unanimous consent being given, introduced

A bill to detach certain territory, from the township of Ionia, in the county of Ionia, and attach the same to the township of Lyons, in the same county.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Huston, unanimous consent being given, introduced

A bill appointing a special commissioner on that part of the Sanilae and Bay State road that is in the counties of Tuscola and Bay.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Huston, unanimous consent being given, introduced

A bill to legalize the organization of the graded school in

school district No. 3, of Indianfields, in the county of Tuscola, Michigan.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Huston, unanimous consent being given, introduced

A bill to authorize the electors of the township of Millington, in the county of Tuscola, to raise money to purchase a township library.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Pearl, unanimous consent being given, introduced

A bill relative to proof of corporations and joint stock companies, in certain cases.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. C. B. Grant, unanimous consent being given, introduced

A bill to compel children to attend school.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Huston, unanimous consent being given, introduced

A bill to exempt the county of Tuscola from the provisions of act No. 43, of the session laws of 1869, being an act entitled "An act to provide for the drainage of swamps, marshes, and other low lands."

The bill was read a first and second time by its title, and referred to the committee on drainage.

Mr. Huston, unanimous consent being given, introduced

A bill to provide for the drainage and reclamation of swamp lands by means of a State ditch, to be known as Gilford and Portsmouth ditch.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Huston, unanimous consent being given, introduced

A bill to amend section 146, of chapter 90, of the revised statutes of 1846, being section 3599, and chapter 115, of the compiled laws, entitled "Of the courts of chancery."

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Williams, unanimous consent being given, introduced

A bill to amend section 1, of act No. 231, of the session laws of 1863, relative to proceedings by garnishment.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Crane, unanimous consent being given, introduced

A bill to prevent the adulteration of milk, and to prevent the traffic in impure and unwholesome milk.

The bill was read a first and second time by its title, and referred to the committee on agriculture.

Mr. S. W. Hill, unanimous consent being given, introduced

A bill to authorize corporations of other States to engage in mining, smelting, and refining of ores and metals within this State.

The bill was read a first and second time by its title, and referred to the committee on mines and minerals.

Mr. Pattengell, unanimous consent being given, introduced

A bill giving commissioners of highways power to bring suits in circuit courts for vacation of plank or gravel roads, so called, in certain cases.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hughes, unanimous consent being given, introduced

A bill to repeal act No. 31, of session laws of 1869, entitled "An act to regulate the size of dry or packing barrels, for fruit, roots, and vegetables," approved March 8, 1869, and to regulate the size of the same.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Walton, unanimous consent being given, introduced

A bill to protect the people from patent-right swindlers.

The joint resolution was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Swineford, unanimous consent being given, introduced

A bill to protect this and future Legislatures against newspaper impositions, and to regulate, restrain, curtail, punish, censure, abate, or otherwise dispose of reportorial nuisances.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Swineford, unanimous consent being given, introduced

A bill to provide for laying out and establishing a State road from the New England mine to the Michigan furnace, in the county of Marquette, and making an appropriation of State swamp lands to aid in the construction thereof.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Swineford, unanimous consent being given, introduced

A bill to incorporate the village of Negaunee, under a special charter.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Little, unanimous consent being given, introduced

A bill to exempt the county of Saginaw from the provisions of act No. 43, of the session laws of 1869, being an act entitled "An act to provide for the drainage of swamps, marshes, and other low lands."

The bill was read a first and second time by its title, and referred to the committee on drainage.

Mr. Gray moved that the House take a recess until 4 o'clock this afternoon.

Mr. Brockway moved to amend the motion by making the hour 2 o'clock ;

Which motion did not prevail.

Mr. Millington moved to amend the motion by making the hour 3 o'clock ;

Which motion prevailed.

The House then took a recess until 3 o'clock this afternoon.

AFTERNOON SESSION.

3 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called : quorum present.

Mr. Brown asked and obtained leave of absence for himself for the afternoon.

On motion of Mr. Brockway,

The rules were suspended, and the House resumed the order of

INTRODUCTION OF BILLS.

The Speaker called Mr. Brockway to the chair.

Mr. Hart, unanimous consent being given, introduced

A bill to provide for the erection of a new State capitol and a building for the temporary use of the State officers.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Cameron, unanimous consent being given, introduced

A bill to prevent animals from trespassing.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Greusel, unanimous consent being given, introduced

A bill to vacate one mile of the Detroit river plank road, in the town of Springwells.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Gibson, unanimous consent being given, introduced

A bill to regulate the powers, rights, obligations, and duties of landlords and tenants.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hazen, unanimous consent being given, introduced

A bill to provide for the sale of certain swamp lands, sold under section 8, of act No. 31, of the session laws of 1858, or section No. 2, of act No. 106, of the session laws of 1859.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Lamb, unanimous consent being given, introduced

A bill to amend sections 7, 8, 9, and 10, of chapter 11. of the compiled laws.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Walker, unanimous consent being given, introduced

A bill for laying out, establishing, and constructing a State road, to be known as the Cooper and Bloomingdale State road, and making an appropriation of swamp lands for the same.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Van Scoy, unanimous consent being given, introduced

A bill to legalize bounties to certain volunteers credited to Ovid, Clinton county, and to provide for the payment of the same.

The bill was read a first and second time by its title, and referred to the committee on military affairs.

Mr. Bates, unanimous consent being given, introduced

A bill for the construction of a State road in the counties of Bay and Ioseco, and appropriating certain non-resident highway taxes therefor.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Bates, unanimous consent being given, introduced

A bill to amend an act entitled an act to authorize the formation of corporations for the running, booming and rafting of logs.

The bill was read a first and second time by its title, and referred to the committee on lumber interests.

Mr. Bates, unanimous consent being given, introduced

A bill to authorize the township of Bangor, in the county of Bay, to raise money to establish a township library.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Bates, unanimous consent being given, introduced

A bill to appropriate the non-resident highway taxes of township 14 north, of ranges 6, 7, 8, 9, 10, 11 and 12 east, to the improvement of the Cass river and Bay City State road.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. N. L. Miller, unanimous consent being given, introduced

A bill to amend and extend an act entitled "An act to charter the village of New Baltimore," approved March 23d. 1867, and to amend sections 1 and 38 of said act.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Gray, unanimous consent being given, introduced

A bill to provide for building an intermediate prison, and making an appropriation therefor.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. N. L. Miller, unanimous consent being given, introduced

A bill to attach certain lands to fractional school district No. 7, of the towns of Lenox and Chesterfield, of Macomb county.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. J. Haynes, unanimous consent being given, introduced

A bill to provide for the uniform assessment and taxation of property within this State, according to its true value in money, and for the collection thereof, and repealing all laws, acts, and parts of acts inconsistent therewith.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. J. Haynes, unanimous consent being given, introduced

A bill to provide for constructing a State road in the counties of Bay and Midland.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Montgomery, unanimous consent being given, introduced

A bill to exempt certain manufacturing capital from taxation for a term of years.

The bill was read a first and second time by its title, and referred to the committee on manufactures.

Mr. Hurlbut, unanimous consent being given, introduced

A bill to repeal section 2350 of the compiled laws as amended by section No. 107, of act 110, of the session laws of 1869, approved April 3d, 1869, providing for the levy of a two-mill tax for the support of schools.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Gray, unanimous consent being given, introduced

A bill to legalize the making and recording of the original plat of French's addition to the village (now city) of Big Rapids.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Brockway, unanimous consent being given, introduced

A bill to provide for laying out and digging a State ditch in the township of Lee, in the county of Calhoun, and making a grant of swamp land therefor.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Climie, unanimous consent being given, introduced

A bill to amend an act entitled "An act to provide for the further geological survey of the State," approved March 26th, 1869, and to add a new section thereto.

The bill was read a first and second time by its title, and referred to the committee on geological survey.

Mr. Climie, unanimous consent being given, introduced

A bill to amend sections 1025 and 1030, chapter 21, of the compiled laws, relative to commutation money to be paid to overseers of highways when persons elect to commute for highway tax.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Climie, unanimous consent being given, introduced

A bill to amend section 1000, chapter 19, of the compiled laws, relative to payment of overseers of highways, for excess of labor on highways.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Garfield, unanimous consent being given, introduced

A bill to incorporate the city of Lowell.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Gillam, unanimous consent being given, introduced

A bill to provide for the erection and maintenance of an orphan asylum.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Gibson, unanimous consent being given, introduced

A bill to establish and define the rights of landlords and tenants, in certain cases.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Gillam, unanimous consent being given, introduced

A bill to amend section 12, of chapter 65, of the revised statutes of 1846, being section 2731 of the compiled laws, relating to acknowledgments of deeds by married women residing in this State.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. W. H. C. Mitchell, unanimous consent being given, introduced

A bill to provide for the drainage and reclamation of swamp lands by means of a State road and ditches from Manistee to Spring Lake, in the county of Manistee :

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. J. Haynes, unanimous consent being given, introduced

A bill to provide for the laying out, establishing, and constructing a State road in the county of Alcona, and appropriating certain non-resident highway taxes therefor, to be known as the Pine river State road.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. J. Haynes, unanimous consent being given, introduced

A bill to provide for the recovery, preservation, and sale of lost or abandoned personal property found upon any of the waters within or bordering upon this State.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. W. H. C. Mitchell, unanimous consent being given, introduced

A bill to provide for the drainage and reclamation of swamp land by means of a State road and ditches from Sherman, in Wexford county, to Bear lake, in Manistee county.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Haywood, unanimous consent being given, introduced

Joint resolution in relation to a harbor of refuge near Point Aux Barques.

The joint resolution was read a first and second time by its title, and referred to the committee on federal relations.

Mr. Climie, unanimous consent being given, introduced

A bill to exempt the county of St. Joseph from the provisions of act No. 43, of the session laws of 1869, being an act entitled "An act to provide for the drainage of swamps, marshes, and other low lands."

The bill was read a first and second time by its title, and referred to the committee on drainage.

Mr. Cochrane, unanimous consent being given, introduced

A bill relating to the extradition of persons accused of crime.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Cochrane, unanimous consent being given, introduced

A bill to amend section 19, of chapter 163, of the revised statutes of 1846, being section 5995, in chapter 194, of the compiled laws, relative to the arrest and examination of offenders committed for trial and taking bail.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Clement, unanimous consent being given, introduced

A bill to amend section one of an act entitled "An act to provide for the establishment of school-district libraries," approved February 15, 1859.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Crane, unanimous consent being given, introduced

A bill to amend act No. 43, of the session laws of 1869, entitled "An act to provide for the draining of swamps, marshes, and other low lands."

The bill was read a first and second time by its title, and referred to the committee on drainage.

Mr. J. Haynes, unanimous consent being given, introduced

A bill to provide for the laying out and establishing and constructing a State road in the county of Iosco, and appropriating certain non-resident highway taxes therefor; said road to be known as the Oscoda and Plainfield State Road.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Houston, unanimous consent being given, introduced

A bill to establish a branch State road, to connect the Cass river and Bay City State road with the Forestville State road in Sanilac county, and making an appropriation of non-resident highway taxes for the same.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Huston, unanimous consent being given, introduced

A bill appropriating certain non-resident highway taxes to aid in the construction of the Cass River and Bay City State road.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Huston, unanimous consent being given, introduced

A bill making an additional appropriation of State swamp land for the construction of the Cass river and Bay City State road.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. H. Haynes, unanimous consent being given, introduced

A bill to authorize the clearing of the walks around the State buildings and permitting the men employed around the same to give the matter attention without incurring the displeasure of the House or being liable to fine and imprisonment.

The bill was read a first and second time by its title, and referred to the committee on State Prison.

Mr. Williams, unanimous consent being given, introduced

A bill to provide for making appropriations for furnishing and repairing and painting the woodwork of the buildings and improving the grounds of the institution for educating the Deaf and Dumb and the Blind.

The bill was read a first and second time by its title, and referred to the committee on the Asylum for the Deaf, Dumb, and Blind.

Mr. Thayer, unanimous consent being given, introduced

Joint resolution asking the general government for an appropriation in money for the construction of breakwater and harbors of refuge, between St. Clair river and Point Aux Barques.

The joint resolution was read a first and second time by its title, and referred to the committee on federal relations.

MESSAGES FROM THE SENATE.

The Speaker *pro tem.* announced the following:

SENATE CHAMBER,
Lansing, February 22, 1871. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bill :

Senate manuscript bill entitled

A bill to amend section four of the act supplementary to an act entitled “ An act to establish the Detroit House of Correction, and to authorize the confinement of convicted persons therein,” approved March 27, 1867.

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER.

Secretary of the Senate.

The bill was read a first and second time by its title, and.

On motion of Mr. Grosvenor.

The rule requiring the second and third reading of bills to be on different days was suspended, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adam.	Mr. Greusel.	Mr. W.H.C. Mitchell.
Adsit.	Grosvenor.	Montgomery.
Barnaby.	Haack.	Norris.
Bates.	Hart.	C. Y. Osburn.
Cameron.	H. Haynes.	J. M. Osborn.
Cherry.	J. Haynes.	Pattengell.
Childs.	Haywood.	Pierson.
Clement.	Hazen.	Post.
Cochrane.	N. R. Hill.	Priest.
Congdon.	S. W. Hill.	Riford.

Mr. Copley.	Mr. Holland,	Mr. Rood.
Coulter.	Houseman,	Roof.
Crane,	Huff,	Roost.
Crofoot.	Hughes.	Ross.
Doty,	Hurlbut.	Runyan,
Fenton.	Kellogg,	Tobey.
Ferris,	Knapp.	Van Scoy.
Ferry,	Lamb,	Walker.
Frost,	McGonegal.	Walton.
Garfield.	E. R. Miller.	Watkins,
Garrison.	N. L. Miller.	Webster.
Gillam.	R. C. Miller.	Wells.
R. J. Grant.	Millington.	Williams.
Gray.	Minne,	Speaker <i>pro tem.</i>
Green.	P. Mitchell.	74
	NAYS.	0

Title agreed to.

On motion of Mr. Post,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,
Lausling, February 22, 1871.

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following joint resolution:

House manuscript joint resolution, entitled

Joint resolution requesting our Senators and Representatives in Congress to use their influence to secure the passage of a law providing for holding terms of court of the United States at some point on Saginaw river, and at some convenient point in the Upper Peninsula;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

Secretary of the Senate.

The joint resolution was referred to the committee on engrossment and enrollment, for enrollment.

Mr. Riford moved that the House take a recess until half past 9 o'clock this evening.

Mr. Gray moved to amend the motion by making the hour 10 o'clock ;

Which motion prevailed.

The motion to take a recess until 10 o'clock then prevailed.

EVENING SESSION.

10 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

The House resumed the order of

INTRODUCTION OF BILLS.

Mr. Gray, unanimous consent being given, introduced

A bill to amend section 5 of an act entitled "An act to amend an act entitled an act to provide for the incorporation of railroad companies," approved February 12, 1855, approved March 15, 1861.

The bill was read a first and second time by its title, and referred to the committee on internal improvements.

Mr. Brockway, unanimous consent being given, introduced

Joint resolution to authorize that payment be made to Martin Haven, for live stock lost from the Agricultural College farm, while being pastured there.

The joint resolution was read a first and second time by its title, and referred to the committee on Agricultural College.

Mr. Grosvenor, unanimous consent being given, introduced

Joint resolution requesting and urging our Senators and Representatives in Congress to ask from Congress a grant of the United States arsenal and grounds, at Dearborn, in the county of Wayne, and the State of Michigan, for State arsenal and military purposes.

The joint resolution was read a first and second time by its title.

Mr. Grosvenor moved that the rule requiring the second and third reading of bills to be on different days be suspended, and the joint resolution be put upon its immediate passage;

Which motion did not prevail.

The joint resolution was then referred to the committee on federal relations.

Mr. Hazen, unanimous consent being given, introduced

A bill to amend act number 145 of the session laws of 1869, being an act to provide for the punishment of convicted persons in the Detroit House of Correction,

The bill was read a first and second time by its title, and referred to the joint committee on State Prison and Reform School.

Mr. Gray, unanimous consent being given, introduced

A bill to amend section 2 of an act entitled an act to amend sections 32 and 33 of an act entitled an act to provide for the incorporation of railroad companies, approved February 12th, 1855, and section 45 of said act, as amended by section 5, of act number 173, of the session laws of 1861, approved March 15th, 1861, being act number 142 of session laws of 1869, approved April 3, 1869.

The bill was read a first and second time by its title, and referred to the committee on internal improvements.

Mr. Frost, unanimous consent being given, introduced

A bill to exempt the county of Oakland from the operation of act No. 43, of the session laws of 1869, entitled "An act to provide for the draining of swamps, marshes, and other low lands."

The bill was read a first and second time by its title, and referred to the committee on drainage.

Mr. Hart, unanimous consent being given, introduced

A bill to authorize Melton P. Bertch, his heirs and assigns, to improve the navigation of the Grand river from the city of

Lansing to Lake Michigan, by constructing dams and locks of sufficient height to create slack-water navigation.

The bill was read a first and second time by its title, and referred to the committee on internal improvements.

Mr. Pattengell, unanimous consent being given, introduced

A bill to amend act No. 44, of session laws of 1869, in relation to supervisors.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Riford, unanimous consent being given, introduced

A bill to regulate the size of fruit packages.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. McGonegal, unanimous consent being given, introduced

A bill to provide for the union and consolidation of Churches of Christ.

The bill was read a first and second time by its title, and referred to the committee on religious and benevolent societies.

Mr. J. M. Osborn, unanimous consent being given, introduced

Joint resolution submitting an amendment to the constitution, providing for female suffrage.

The joint resolution was read a first and second time by its title, and referred to the committee on judiciary.

Mr. S. W. Hill, unanimous consent being given, introduced

A bill to repeal act No. 145, of the session laws of 1863, entitled "An act to provide for the sale of swamp and primary school lands, in the mineral range of the Upper Peninsula, heretofore withheld from market as mineral lands," approved March 19, 1863.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. S. W. Hill, unanimous consent being given, introduced

A bill to restore to market swamp and other State lands, that have been from time to time withdrawn.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Hurlbut, unanimous consent being given, introduced

A bill to amend section 107, of act 110, of session laws of 1861, approved March 15, 1861, to provide for the assessment of a two-mill tax for the support of schools.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Holland, unanimous consent being given, introduced

A bill to amend section 63, of chapter 10, of the revised statutes, being section 404 of the compiled laws, relative to the apportionment of deputies by county clerks.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Lamb, unanimous consent being given, introduced

A bill to repeal an act entitled an act to incorporate the city of Lapeer, being act number 369, of session laws of 1869.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Webster, unanimous consent being given, introduced

A bill to exempt the county of Oakland from the operation of act number 55, of the session laws of 1867, entitled "An act to provide for county superintendent of schools."

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Huston, unanimous consent being given, introduced

A bill to amend section 150, of chapter 117, of the compiled laws, entitled "Of courts held by justices of the peace."

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Harris, unanimous consent being given, introduced

A bill to vacate the township of Algonquin, in Ontonagon county, and to attach the same to the township of Greenland, in said county.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Moshier, unanimous consent being given, introduced

A bill to provide for the drainage and reclamation of swamp or low lands by means of straightening and deepening the Shiawassee river in the township of Fenton, and appropriating swamp lands in payment for the same.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Little, unanimous consent being given, introduced

A bill to amend section 23 of an act to provide for the incorporation of railroad companies, approved February 12th, 1855.

The bill was read a first and second time by its title, and referred to the committee on internal improvements.

Mr. Knapp moved that the House adjourn until 9 o'clock to-morrow morning.

Which motion did not prevail.

On motion of Mr. Garrison,

The House adjourned.

Lansing, Thursday, February 23, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Hickox.

Roll called: quorum present.

Absent without leave: Messrs. Minne, Roof, Watkins, and Montgomery.

Mr. C. Y. Osburn asked and obtained leave of absence for Mr. Roof for the day.

Mr. Ferris asked and obtained leave of absence for Mr. Watkins for the forenoon.

Mr. Brockway asked and obtained leave of absence for himself, from and after to-day, until Monday next.

Mr. Holland asked and obtained leave of absence for himself for Friday and Saturday.

Mr. Green asked and obtained leave of absence for himself, from and after to-day, until Wednesday next, on account of sickness.

Mr. Hazen asked and obtained leave of absence for himself indefinitely, on account of sickness.

Mr. Little asked and obtained leave of absence for Mr. Minne for the day.

Mr. J. M. Osborn asked and obtained leave of absence for Mr. Montgomery for the forenoon.

Mr. Riford asked and obtained leave of absence for himself indefinitely, on account of sickness.

Mr. Swineford asked and obtained leave of absence for himself, from and after to-day, until Monday next.

PRESENTATION OF PETITIONS.

By Mr. Priest: Petition of Henry Rawles and 60 others, citizens of Macomb county, to provide by law for the protection and propagation of fish; also the manner, time, and place parties may be allowed to fish in the waters of this State;

By Mr. N. L. Miller: Petition of L. W. Snook, W. A. Snook, Hon. Giles Hubbard, F. A. Hening, and 59 other citizens of Macomb county, for the same purpose;

Referred to the committee on fisheries.

By Mr. Bates: Remonstrance of Thos. Wells and others, citizens of Portsmouth, Bay county, against the division of the village of Portsmouth;

Also, remonstrance of the common council of the village of Portsmouth, for the same purpose;

Referred to the committee on banks and incorporations.

By Mr. Chamberlain: Remonstrance of N. H. Merrill and 26

others, citizens of Buchanan, against increasing the corporation limits of said village;

Referred to the committee on banks and incorporations.

By Mr. Adams: Remonstrance of D. Smith, F. Wilson, J. H. Slaght, citizens of Genesee county, against the repeal of the Flint and Fentonville plank road charter;

Referred to the committee on roads and bridges.

By Mr. W. H. C. Mitchell: Petition of James White and 11 others, citizens of Grand Traverse county, asking that town 23 north, range 8 west, be organized into a township by the name of Castleton;

Referred to the committee on towns and counties.

By Mr. Garfield: Remonstrance of A. W. Ellsworth, W. W. Hatch, Noah P. Husted, Milton M. Perry, and 150 others, citizens of Lowell, against the division of Kent county;

Referred to the committee on towns and counties.

By Mr. McGonegal: Petition of Colin Campbell and others, citizens of Wayne county, for a union and consolidation of Churches of Christ;

Referred to the committee on religious and benevolent societies.

By Mr. McGonegal: Petition of John B. Stoutenburg and 41 others, citizens of Detroit, for a board of public works in the city of Detroit;

Referred to the committee on banks and incorporations.

By Mr. Riford: Petition of Jas. Jackson, Chas. Hull, and 150 others, fruit growers of Berrien county, for a law regulating the size of peach packages;

Referred to the committee on State affairs.

By Mr. Climie: Petition of Robt. Alexander, Geo. Keach, and others, citizens of St. Joseph county, asking amendments to the highway law;

Referred to the committee on roads and bridges.

By Mr. Andrews: Petition of J. B. Simson and 37 others.

citizens of Holly, Oakland county, praying for the repeal of the drain law ;

Referred to the committee on drainage.

By Mr. J. Haynes: Petition of H. Averill and 263 others, citizens of Midland county, asking an appropriation for the improvement of the Midland, Houghton Lake, and Grand Traverse State road ;

Referred to the committee on public lands.

By Mr. Andrews: Petition of D. H. Stone, J. M. Baird, H. F. Patterson, and 65 others, citizens of Holly, for the passage of a law compelling children to attend school ;

Referred to the committee on education.

By Mr. N. L. Miller: Remonstrance of Joseph Dalton, Carlton Sabine, Annie Green, citizens of Macomb county, against the repeal of the law creating the office of county superintendent of schools ;

By Mr. Pattengell: Remonstrance of A. S. Hill and 5 others, citizens of Denton, Wayne county, for the same purpose ;

By Mr. Cameron: Remonstrance of G. H. Botsford, C. H. Booth, A. Arms, and 100 others, citizens of Kalamazoo county, for the same purpose ;

By Mr. Andrews: Remonstrance of the school board of Holly, Oakland county, for the same purpose ;

By Mr. Phillips: Remonstrance of Chas. Simpson, T. F. Shields, and 3 others, citizens of Royal Oak, for the same purpose ;

Also, remonstrance of D. N. Bates, E. D. Sawyer, A. Slaght, and 22 others, citizens of Genesee county, for the same purpose ;

Referred to the committee on education.

By Mr. Cherry: Remonstrance of Wm. H. White and 25 others, citizens of Barry county, against the repeal of the whole or any part of the prohibitory liquor law of this State ;

Also, remonstrance of John S. Alcott and 46 others, citizens of this State, for the same purpose ;

Also, remonstrance of E. A. Howe and 25 others, citizens of this State, for the same purpose ;

Also, remonstrance of J. Fishbeck and 53 others, for the same purpose ;

Also, remonstrance of Miss Ruth Russell and 29 others, for the same purpose ;

Also, remonstrance of Joel Webb and 41 others, citizens of North Adams, for the same purpose ;

Also, remonstrance of A. Fletcher and 33 others, for the same purpose ;

Also, remonstrance of C. Smith and 47 others, citizens of North Adams, for the same purpose ;

Also, remonstrance of P. A. Collins and 31 others, citizens of North Adams, for the same purpose ;

Also, remonstrance of S. E. Faxon and 31 others, citizens of North Adams, for the same purpose ;

Also, remonstrance of W. C. Chamberlain and 78 others, for the same purpose ;

Referred to the committee on State affairs.

By Mr. R. J. Grant: Petition of J. S. Newland and 55 others, citizens of Michigan, asking that the present prohibitory liquor law of this State be amended so that the penalties be largely increased and made to apply to the first offense, and to compel the attendance of witnesses, and that there be added to the law a provision for payment by the seller or lessee, of damage arising from the conduct of any and all persons who obtain liquor from them or from their premises ;

Also, petition of J. S. Newland and 111 others, for the same purpose ;

Also, petition of A. E. Shaw and 24 others, citizens of Michigan, for the same purpose ;

Also, petition of H. V. Russell and 30 others, citizens of Michigan, for the same purpose ;

Also, petition of J. S. Alcott and 45 others, citizens of Michigan, for the same purpose;

Also, petition of E. C. Barlow and 31 others, citizens of Michigan, for the same purpose;

Also, petition of A. S. Kedzie and 54 others, citizens of Michigan, for the same purpose;

Also, petition of N. S. Sharp and 41 others, citizens of North Adams, Michigan, for the same purpose;

Also, petition of S. E. Faxon and 35 others, citizens of North Adams, for the same purpose;

Also, petition of D. W. Barber and 40 others, citizens of North Adams, for the same purpose;

Referred to the committee on State affairs.

REPORTS OF STANDING COMMITTEES.

By the committee on public lands:

The committee on public lands, to whom was referred

A bill to provide for the laying out and constructing a State drain or ditch in the counties of St. Clair and Sanilac, and making an appropriation of swamp land to aid in the construction of the same.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

EZRA HAZEN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to legalize certain roads on the north half of the

northwest quarter of section twenty-four, of the township of Easton, Ionia county.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Pattengell,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend section 31, of act No. 134, session laws of 1859, being an act to incorporate the city of Niles.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend section 31 of an act to revise the charter of the village of Burr Oak.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGonegal,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend an act entitled "An act to regulate express companies and their agents, and individuals prosecuting the express business, not incorporated by the State of Michigan," approved March 27, A. D. 1867,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to incorporate the village of Hamtramck, in the county of Wayne,

Respectfully report that they have had the same under con-

sideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Garrison,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education :

The committee on education, to whom was referred

A bill to incorporate the union school district of the city of Owosso,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

C. B. GRANT, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations :

The committee on banks and incorporations, to whom was referred

A bill to amend the charter of the city of Marshall,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. D. GARRISON, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend the charter of the city of Battle Creek,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. D. GARRISON, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred Senate bill No. 65, being

A bill to amend and revise an act entitled "An act to incorporate the city of Holland," approved March 25, 1867,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

W. D. GARRISON, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Moshier,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, February 22, 1871.

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House manuscript bill, entitled

A bill to extend the time for the collection of taxes in the township of Cheshire, Allegan county, until April 1, 1871;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,
Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, February 22, 1871.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to request the House to transmit to the Senate the following entitled petition:

Petition of James Dunn and others, highway commissioners of the town of Romulus, and of J. Bird and 38 others, to legalize certain ditch taxes assessed in said township, for the years 1867, 1868, 1869, and 1870.

Very respectfully,

HENRY S. SLEEPER,
Secretary of the Senate.

The committee on drainage submitted the following report:

The committee on drainage, to whom was referred the petition of James Dunn and others, highway commissioners of

the town of Romulus, and of J. Bird and 38 others, to legalize certain ditch taxes assessed in said township for the years 1867, 1868, 1869, and 1870.

Respectfully report the same back to the House, and ask to be discharged from the further consideration of the subject.

GEO. I. BROWN, *Chairman*.

On motion of Mr. Pattengell.

The Clerk was directed to transmit the petitions to the Senate, in compliance with their request.

Mr. Brockway moved that the committee on federal relations be discharged from the further consideration of House manuscript joint resolution, entitled

Joint resolution requesting and urging our Senators and Representatives in Congress to ask from Congress a grant of the United States arsenal and grounds, at Dearborn, in the county of Wayne, and the State of Michigan, for State arsenal and military purposes ;

Which motion prevailed.

On motion of Mr. Brockway.

The rule requiring the second and third reading of bills to be on different days was suspended, and the joint resolution was put upon its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adams.	Mr. Gorman.	Mr. Millington.
Adsit,	Gray,	P. Mitchell,
Andrews.	Green.	W.H.C. Mitchell,
Barnaby.	Greusel,	Moshier,
Bates,	Grosvenor.	Norris,
Brockway.	Haack.	C. Y. Osburn.
Brown,	Harris.	J. M. Osborn,
Cameron,	Hart.	Pattengell.
Chamberlain.	H. Haynes.	Phillips.
Cherry.	J. Haynes.	Pierson,
Childs	Haywood.	Post,

Mr. Clement,
 Climie,
 Cochran,
 Congdon,
 Copley,
 Crane,
 Crofoot,
 Doty,
 Edwards,
 Fenton,
 Ferry,
 Frost,
 Garfield,
 Gibson,
 Gillam,
 C. B. Grant,
 R. J. Grant,

Mr. Hazen,
 N. R. Hill,
 Holland,
 Holt,
 Houseman.
 Huff,
 Hughes,
 Hurlbut,
 Huston,
 Kellogg,
 Knapp,
 Lamb,
 Little,
 McGonegal,
 N. L. Miller,
 R. C. Miller,

Mr. Priest,
 Riford,
 Bood,
 Roost,
 Runyan,
 Sumner,
 Swineford,
 Thayer,
 Tobey,
 Van Scoy,
 Walker,
 Walton,
 Webster,
 Wells,
 Williams,
 Speaker,

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NAYS.

Mr. White,

1

Title and preamble agreed to.

On motion of Mr. C. Y. Osburn,

The House took a recess until 4 o'clock this afternoon.

AFTERNOON SESSION.

4 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

Mr. Childs asked and obtained leave of absence for himself until Monday next.

On motion of Mr. Pattengell,

The House adjourned.

Lansing, Friday, February 24, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Straub.

Roll called: quorum present.

Absent without leave: Messrs. Adam, Andrews, Atwood, Cherry, Congdon, Minne, Priest, Runyan, Walker, White, and Williams.

Mr. Knapp asked and obtained leave of absence for Mr. Adam for the forenoon.

Mr. Millington asked and obtained leave of absence for Mr. Andrews indefinitely, on account of sickness.

Mr. Post asked and obtained leave of absence for Mr. Atwood for the forenoon.

Mr. R. J. Grant asked and obtained leave of absence for Mr. Cherry until Tuesday next.

Mr. Ross asked and obtained leave of absence for Mr. Congdon until Monday noon, on account of sickness.

Mr. Coulter asked and obtained leave of absence for himself, from and after to-day, until Tuesday.

Mr. C. B. Grant asked and obtained leave of absence for himself until Monday afternoon, after to-day.

Mr. Hughes asked and obtained leave of absence for himself until Monday afternoon.

Mr. Kellogg asked and obtained leave of absence for himself until Monday afternoon.

Mr. E. R. Miller asked and obtained leave of absence for himself until Tuesday.

Mr. Pearl asked and obtained leave of absence for Mr. Minne indefinitely, on account of sickness.

Mr. Norris asked and obtained leave of absence for himself, after to-day, until Wednesday.

Mr. N. L. Miller asked and obtained leave of absence for Mr. Priest until Tuesday afternoon.

Mr. Frost asked and obtained leave of absence for Mr. Runyan indefinitely, on account of sickness.

Mr. Van Scoy asked and obtained leave of absence for himself, after to-day, until Wednesday.

Mr. Wells asked and obtained leave of absence for himself, after to-day, until Wednesday afternoon.

Mr. Frost asked and obtained leave of absence for Mr. White for the day.

Mr. Cameron asked and obtained leave of absence for Messrs. Williams, Chamberlain, Walker, and Montgomery, members of the committee on Asylum for the Deaf, Dumb, and Blind, for the day.

PRESENTATION OF PETITIONS.

By Mr. Grosvenor: Petition of Moses Loranger, Edwin Willets, and 60 others, citizens of Monroe and Wayne counties, asking an appropriation of lands to aid in the construction of a bridge over the Huron river, on the old military road from Monroe to Detroit;

Referred to the committee on public lands.

By Mr. Cochrane: Petition of F. Lyon, K. C. Barker, J. H. Hinchman, Mrs. C. B. Ketchum, and 134 others, citizens of Detroit, praying for the relief of Edward Murphy;

Referred to the committee on State affairs.

By Mr. Haack: Petition of Charles Killian, John Nerreter, and 10 others, volunteers of Michigan, who served during the last rebellion, asking a bounty from the State;

Referred to the committee on ways and means.

By Mr. Doty: Petition of H. Skinner and 26 others, citizens of Clinton county, for the passage of a law compelling children to attend school;

Referred to the committee on education.

By Mr. Doty: Remonstrance of H. C. Briggs and 44 others, citizens of Clinton county, against the repeal of the law creating the office of county superintendent of schools;

Referred to the committee on education.

By Mr. N. R. Hill: Petition of D. L. Reynolds and 39 others, citizens of Rockford, Kent county, for the passage of a law requiring uniformity of text-books in our common schools;

Referred to the committee on education.

By Mr. Garrison: Petition of L. D. Phelps and 57 others, citizens of Corunna, for the incorporation of the public schools of the city of Corunna;

Referred to the committee on education.

By Mr. Cameron: Remonstrance of Allen Potter and 140 others, citizens of the village of Kalamazoo, against the change of the village charter so as to authorize the election of marshal by the people;

Referred to the committee on banks and incorporations.

By Mr. Doty: Petition of H. L. Moss and 27 others, citizens of Clinton county, for the passage of a law requiring uniformity of text-books in our common schools;

Referred to the committee on education.

By Mr. W. H. C. Mitchell: Petition of Chas. Paggeot and 15 others, citizens of Manistee and Wexford counties, asking for the construction of a State road from Manistee to Sherman, in Wexford county;

Referred to the committee on public lands.

By Mr. Ferry: Remonstrance of A. Thompson and 28 others, citizens of Courtland, Kent county, against any division of said county;

Also, remonstrance of H. McArthur and 30 others, citizens of Oakfield, Kent county, for the same purpose;

Also, remonstrance of E. O. Watkins and 27 others, citizens of Algoma, Kent county, for the same purpose;

Also, remonstrance of C. W. Merrill and 59 others, citizens of Tyrone, Kent county, for the same purpose;

Also, remonstrance of S. S. Clark and 14 others, citizens of Sparta and Algoma, Kent county, for the same purpose;

Referred to the committee on towns and counties.

northwest quarter of section twenty-four, of the township of Easton, Ionia county.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN. *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Pattengell,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend section 31, of act No. 134, session laws of 1859, being an act to incorporate the city of Niles.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN. *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend section 31 of an act to revise the charter of the village of Burr Oak.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGonegal,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend an act entitled "An act to regulate express companies and their agents, and individuals prosecuting the express business, not incorporated by the State of Michigan," approved March 27, A. D. 1867.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to incorporate the village of Hamtramck, in the county of Wayne,

Respectfully report that they have had the same under con-

sideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Garrison,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education :

The committee on education, to whom was referred

A bill to incorporate the union school district of the city of Owosso,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

C. B. GRANT, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations :

The committee on banks and incorporations, to whom was referred

A bill to amend the charter of the city of Marshall,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. D. GARRISON, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend the charter of the city of Battle Creek,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. D. GARRISON, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred Senate bill No. 65, being

A bill to amend and revise an act entitled "An act to incorporate the city of Holland," approved March 25, 1867,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

W. D. GARRISON, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Moshier,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, February 22, 1871.

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House manuscript bill, entitled

A bill to extend the time for the collection of taxes in the township of Cheshire, Allegan county, until April 1, 1871;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,
Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, February 22, 1871.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to request the House to transmit to the Senate the following entitled petition:

Petition of James Dunn and others, highway commissioners of the town of Romulus, and of J. Bird and 38 others, to legalize certain ditch taxes assessed in said township, for the years 1867, 1868, 1869, and 1870.

Very respectfully,

HENRY S. SLEEPER,
Secretary of the Senate.

The committee on drainage submitted the following report:

The committee on drainage, to whom was referred the petition of James Dunn and others, highway commissioners of

the town of Romulus, and of J. Bird and 38 others, to legalize certain ditch taxes assessed in said township for the years 1867, 1868, 1869, and 1870,

Respectfully report the same back to the House, and ask to be discharged from the further consideration of the subject.

GEO. I. BROWN, *Chairman*.

On motion of Mr. Pattengell,

The Clerk was directed to transmit the petitions to the Senate, in compliance with their request.

Mr. Brockway moved that the committee on federal relations be discharged from the further consideration of House manuscript joint resolution, entitled

Joint resolution requesting and urging our Senators and Representatives in Congress to ask from Congress a grant of the United States arsenal and grounds, at Dearborn, in the county of Wayne, and the State of Michigan, for State arsenal and military purposes ;

Which motion prevailed.

On motion of Mr. Brockway,

The rule requiring the second and third reading of bills to be on different days was suspended, and the joint resolution was put upon its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adams.	Mr. Gorman.	Mr. Millington.
Adsit,	Gray,	P. Mitchell,
Andrews.	Green.	W.H.C. Mitchell,
Barnaby.	Greusel.	Moshier,
Bates,	Grosvenor.	Norris,
Brockway.	Haack.	C. Y. Osburn.
Brown,	Harris.	J. M. Osborn,
Cameron,	Hart.	Pattengell.
Chamberlain,	H. Haynes.	Phillips.
Cherry,	J. Haynes.	Pierson,
Childs	Haywood.	Post,

Mr. Clement,	Mr. Hazen,	Mr. Priest,	
Olimie,	N. R. Hill,	Riford,	
Cochrane,	Holland,	Rood,	
Congdon,	Holt,	Roost,	
Copley,	Houseman.	Runyan,	
Crane,	Huff,	Sumner,	
Crofoot,	Hughes,	Swineford,	
Doty,	Hurlbut,	Thayer,	
Edwards,	Huston,	Tobey,	
Fenton,	Kellogg,	Van Scoy,	
Ferry,	Knapp,	Walker,	
Frost,	Lamb,	Walton,	
Garfield,	Little,	Webster,	
Gibson,	McGonegal,	Wells,	
Gillam,	N. L. Miller,	Williams,	
C. B. Grant,	R. C. Miller,	Speaker,	82
R. J. Grant,			

NAYS.

Mr. White,	1
Title and preamble agreed to.	
On motion of Mr. C. Y. Osburn,	
The House took a recess until 4 o'clock this afternoon.	

AFTERNOON SESSION.

4 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

Mr. Childs asked and obtained leave of absence for himself until Monday next.

On motion of Mr. Pattengell,

The House adjourned.

Lansing, Friday, February 24, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Straub.

Roll called: quorum present.

Absent without leave: Messrs. Adam, Andrews, Atwood, Cherry, Congdon, Minne, Priest, Runyan, Walker, White, and Williams.

Mr. Knapp asked and obtained leave of absence for Mr. Adam for the forenoon.

Mr. Millington asked and obtained leave of absence for Mr. Andrews indefinitely, on account of sickness.

Mr. Post asked and obtained leave of absence for Mr. Atwood for the forenoon.

Mr. R. J. Grant asked and obtained leave of absence for Mr. Cherry until Tuesday next.

Mr. Ross asked and obtained leave of absence for Mr. Congdon until Monday noon, on account of sickness.

Mr. Coulter asked and obtained leave of absence for himself, from and after to-day, until Tuesday.

Mr. C. B. Grant asked and obtained leave of absence for himself until Monday afternoon, after to-day.

Mr. Hughes asked and obtained leave of absence for himself until Monday afternoon.

Mr. Kellogg asked and obtained leave of absence for himself until Monday afternoon.

Mr. E. R. Miller asked and obtained leave of absence for himself until Tuesday.

Mr. Pearl asked and obtained leave of absence for Mr. Minne indefinitely, on account of sickness.

Mr. Norris asked and obtained leave of absence for himself, after to-day, until Wednesday.

Mr. N. L. Miller asked and obtained leave of absence for Mr. Priest until Tuesday afternoon.

Mr. R. C. Miller asked and obtained leave of absence for himself, after to-day, until Monday afternoon.

Mr. Clement asked and obtained leave of absence for himself, after to-day, until Monday.

Mr. Gorman asked and obtained leave of absence for himself, after to-day, until Tuesday afternoon next.

SPECIAL ORDER.

On motion of Mr. H. Haynes,

The House went into committee of the whole on the special order,

Mr. Bates in the chair.

After some time spent therein, the committee rose, and, through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 43, entitled

A bill to authorize the election of a township drain commissioner in each organized town, and to authorize them to locate, establish, and construct ditches, drains, and water-courses in their respective towns, and to repeal all other drainage laws in relation thereto;

2. House bill No. 80, entitled

A bill for the improvement of the sanitary condition of the people of the State of Michigan, by the drainage of swamps, marshes, and other low lands;

3. House bill No. 117, entitled

A bill to amend sections 4, 11, 14, 20, 26, and 29, of act No. 43, of laws of 1869, being "An act to provide for the draining of swamps, marshes, and other low lands," approved March 22, 1869;

Have made some progress therein, but not having gone through therewith, have directed their chairman to report that fact to the House, and ask leave to sit again.

W. R. BATES, *Chairman*.

Report accepted.

On motion of Mr. Cameron,

Leave was granted the committee to sit again.

Mr. Landon moved that the House take a recess until 8 o'clock this evening;

Which motion did not prevail.

On motion of Mr. H. Haynes,

The House adjourned.

Lansing, Saturday, February 25, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Bryant.

Roll called: quorum present.

Absent without leave: Messrs. Atwood, Chamberlain, Childs, Fenton, N. L. Miller, and White.

Mr. Post asked and obtained leave of absence for Mr. Atwood until Monday afternoon.

Mr. Edwards asked and obtained leave of absence for Mr. Chamberlain until Tuesday.

Mr. Pattengell asked and obtained leave of absence for Mr. Childs until Monday afternoon.

Mr. Bates asked and obtained leave of absence for Mr. Fenton until Tuesday.

Mr. Gibson asked and obtained leave of absence for himself until Monday afternoon.

Mr. Greusel asked and obtained leave of absence for himself until Monday afternoon.

Mr. Haack asked and obtained leave of absence for himself until Monday afternoon.

Mr. H. Haynes asked and obtained leave of absence for himself until Monday afternoon.

Mr. Houseman asked and obtained leave of absence for himself until Wednesday.

Mr. Adams asked and obtained leave of absence for Mr. N. L. Miller until Wednesday, on account of sickness.

Mr. Watkins asked and obtained leave of absence for himself until Tuesday.

Mr. Frost asked and obtained leave of absence for Mr. White for the day.

Mr. Williams moved that the House adjourn.

Mr. Cameron demanded the yeas and nays.

The demand was seconded, and the motion did not prevail by yeas and nays, as follows:

YEAS.

Mr. Haywood,

1

NAYS.

Mr. Adam,
Adams,
Adsit,
Barnaby,
Bates,
Brown,
Cameron,
Climie,
Cochrane,
Copley,
Crane,
Dalton,
Doty,
Edwards,
Ferris,
Ferry,
Frost,
Garfield,
Garrison,
Gibson,

Mr. Gillam,
R. J. Grant,
Gray,
Green,
Greusel,
Grosvenor,
Haack,
Hart,
J. Haynes,
N. R. Hill,
S. W. Hill,
Houseman,
Huff,
Hurlbut,
Huston,
Knapp,
Lamb,
McGonegal,
E. R. Miller,
Millington,

Mr. P. Mitchell,
W.H.C. Mitchell,
Montgomery,
C. Y. Osburn,
J. M. Osborn,
Pattengell,
Phillips,
Pierson,
Post,
Rood,
Roost,
Ross,
Sumner,
Thayer,
Tobey,
Walker,
Walton,
Webster,
Williams,
Speaker,

60

Mr. Gray asked leave of absence for himself until Monday afternoon. Objected to.

On motion of Mr. Cameron,

Leave of absence was granted to Mr. Gray until Monday afternoon.

PRESENTATION OF PETITIONS.

By Mr. Adams: Petition of T. P. Andrews, G. W. Thayer, H. H. Willey, and 7 others, citizens of Flint, for the addition of the 4th ward of the city of Flint to the union school district of the city of Flint;

Referred to the committee on education.

By Mr. Hart: Petition of M. D. Chatterton and 16 others, relative to the purchase of Judge Brown's Nisi Prius Reports;

Referred to the committee on towns and counties.

By Mr. Thayer: Remonstrance of W. A. Mills, Norman Allen, and 93 others, citizens of Sanilac county, against detaching territory from said county;

Referred to the committee on towns and counties.

By Mr. Hurlbut: Petition of D. Ingersoll and 16 others, citizens of Van Buren county, for the passage of a law compelling children to attend school;

Referred to the committee on education.

By Mr. Hurlbut: Petition of D. Ingersoll and others, citizens of Van Buren county, for the passage of a law requiring uniformity of text-books in our schools;

By Mr. Ferris: Petition of N. W. Lewis and 13 others, citizens of Allegan county, for the same purpose;

Referred to the committee on education.

By Mr. Hurlbut: Petition of T. W. Irwin and 37 others, citizens of Van Buren county, for the passage of a law providing for the protection and propagation of fish in the waters of Michigan;

Referred to the committee on fisheries.

By Mr. W. H. C. Mitchell; Petition of P. M. Walkley and 45 others, citizens of Benzie county, for the removal of the county seat of said county;

Referred to the committee on towns and counties.

By Mr. C. Y. Osborn: Remonstrance of Rev. Jas. McLeod and 15 others, citizens of Laingsburgh, against certain lands being included in the corporate limits of said village;

Referred to the committee on banks and incorporations.

By Mr. Knapp: Remonstrance of L. C. Blood, and 270 others, citizens of Tecumseh, Michigan, against the repeal of the whole or any part of the prohibitory liquor law of this State;

Also, remonstrance of Smith Miller and 51 others, citizens of Franklin, for the same purpose;

Referred to the committee on State affairs.

By Mr. J. Haynes: Petition of E. Robins, J. A. Converse, and 26 others, citizens of Midland county, for the repeal of act No. 399 of session laws of 1869, establishing a State road from Isabella northerly to the Midland and Traverse Bay State road;

Referred to the committee on roads and bridges.

By Mr. C. Y. Osburn: Remonstrance of Chas. Weeks and 36 others, citizens of Laingsburgh, against the incorporation of said village;

Referred to the committee on banks and incorporations.

By Mr. Lamb: Memorial of 150 citizens of Dryden, Lapeer county, asking for an amendment to the prohibitory liquor law;

Referred to the committee on State affairs.

By Mr. Knapp: Petition of E. Dolph and 266 others, citizens of Tecumseh, asking that the prohibitory liquor law be amended so that the penalties be largely increased and made to apply to the first offense and compel the attendance of witnesses, and that there be added to the law a provision for payment by the seller or lessee of damage arising from the conduct of any and all persons who obtain liquor from them or from their premises;

Also, petition of J. B. Parmelee and 52 others, citizens of Franklin, for the same purpose;

By Mr. R. J. Grant: Petition of John Leroy and 75 others, citizens of Michigan, for the same purpose;

Also, petition of Rev. H. M. Hicks and 27 others, for the same purpose;

Also, petition of H. M. Myers and 40 others, for the same purpose ;

Also, petition of C. M. Woodruff and 43 others, for the same purpose ;

Also, petition of Geo. Andrus, and 21 others, for the same purpose ;

Also, petition of Wm. Haight and 115 others, for the same purpose ;

Referred to the committee on State affairs.

By Mr. Garfield: Remonstrance of A. G. Hill, E. Buck, J. R. Brown, and 120 others, citizens of Kent county, against a division of said county ;

Referred to the committee on towns and counties.

By Mr. Hurlbut: Remonstrance of Wm. Wood and others, citizens of Van Buren county, against the repeal of the law creating the office of county superintendent of schools ;

By Mr. R. J. Grant: Remonstrance of F. A. Hubbard and 16 others, citizens of Barry county, for the same purpose ;

By Mr. Ross: Remonstrance of Ira D. Crouse and 41 others, citizens of Livingston county, for the same purpose :

Referred to the committee on education.

Br. Mr. Adam: Petition of E. Gould, of Owosso, for the passage of a law authorizing indeterminate sentences ;

Also, petition of Clisbee & Smith, citizens of Cassopolis, for the same purpose ;

Also, petition of H. Joslin, of Grand Rapids, for the same purpose ;

By Mr. McGonegal: Petition of F. E. Driggs, Wm. A. Moore, L. T. Griffin, citizens of Detroit, for the same purpose ;

By Mr. Cameron: Petition of Chas. F. May, Severens & Burrows, citizens of Kalamazoo, for the same purpose ;

Referred to the committee on State Prison and Reform School, jointly.

REPORTS OF STANDING COMMITTEES.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend sections 1, 3, 5, 6, 7, 8, 9, 16, 22, 23, 24, 26, 29, 30, 34, 36, 37, 38, 39, 42, 43, 45, 50, 56, 57, and 60, of an act entitled "An act to revise the charter of the city of Flint," approved March 20th, 1869, and to repeal sections 27 and 28 of said act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Rood,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred Senate bill No. 47, being

A bill to incorporate the village of Vermontville,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. M. OSBORN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGonegal.

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was recommended House bill No. 89, entitled

A bill to organize the county of Lake,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

H. T. BARNABY, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Rood,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Gray,

The bill was placed on the order of third reading.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill to amend section 27, in chapter 158, of the revised statutes of 1846, being marginal section 5882, in chapter 185, of the compiled laws, entitled "Of offenses against chastity, morality, and decency,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill relating to the rights of dower of married women in the lands of their deceased husbands,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Rood,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill to provide for judgment and costs in mandamus cases.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred Senate bill No. 9, entitled

A bill regulating the fees of judges of probate, clerks of courts, justices of the peace, and notaries public, in certain cases,

Respectfully report that they have had the same under con-

sideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Pattengell,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred Senate bill No. 51, entitled

A bill to authorize the Adrian Church Association to convey certain real estate,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill amendatory of act No. 416, page 1240, laws of 1869, entitled "An act to authorize the improvement of Fort street, in the township of Springwells, and to provide for the maintenance thereof,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on internal improvements:

The committee on internal improvements, to whom was referred

A bill to provide for the protection of laborers and persons furnishing material for the construction and repairing of rail-roads in this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

W. H. HURLBUT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Post,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to incorporate the city of Hastings,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

W. D. GARRISON, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Brown,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to provide for laying out and constructing a State road in Clare and Roscommon counties, and making an appropriation of non-resident taxes therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

MESSAGE FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,
Lansing, February 24, 1871. }

To the House of Representatives:

I have this day approved, signed, and deposited in the office of the Secretary of State, the following entitled joint resolution:

Joint resolution requesting our Senators and Representatives in Congress to use their influence to secure the passage of a law providing for holding terms of the court of the United States at some point on the Saginaw river, and at some convenient point in the Upper Peninsula.

HENRY P. BALDWIN.

The message was laid on the table.

MOTIONS AND RESOLUTIONS.

Mr. J. Haynes moved that the operation of the new rules, so far as they provide for the appointment of any new standing committees, be suspended for this session;

Which motion prevailed.

The Speaker announced the appointment of Mr. Wells on the committee on federal relations, to fill the vacancy in that committee.

SPECIAL ORDER.

On motion of Mr. Pattengell,

The House went into committee of the whole on the special order,

Mr. Bates in the chair.

After some time spent therein, the committee rose, and, through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 43, entitled

A bill to authorize the election of a township drain commissioner in each organized town, and to authorize them to locate, establish, and construct ditches, drains, and water-courses in their respective towns, and to repeal all other drainage laws in relation thereto;

2. House bill No. 80, entitled

A bill for the improvement of the sanitary condition of the people of the State of Michigan, by the drainage of swamps, marshes, and other low lands;

3. House bill No. 117, entitled

A bill to amend sections 4, 11, 14, 20, 26, and 29, of act No. 43, of laws of 1869, being "An act to provide for the draining of swamps, marshes, and other low lands," approved March 22, 1869;

Have made some progress therein, but not having gone through therewith, have directed their chairman to report that fact to the House, and ask leave to sit again.

W. R. BATES, *Chairman.*

Report accepted.

On motion of Mr. Adam,

Leave was granted the committee to sit again.

On motion of Mr Rood.

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

Mr. Gibson asked and obtained leave of absence for Mr. McGonegal until Monday afternoon.

Mr. Pearl asked and obtained leave of absence for Mr. Pierson indefinitely, on account of sickness.

Mr. Barnaby asked and obtained leave of absence for himself, after to-day, until Monday afternoon.

Mr. Brown asked and obtained leave of absence for Mr. P. Mitchell until Tuesday, on account of sickness.

Mr. Dalton asked leave of absence for himself until Monday afternoon. Objected to.

SPECIAL ORDER.

On motion of Mr. Adam,

The House went into committee of the whole, on the special order,

Mr. Bates in the chair.

After some time spent therein, the committee rose, and, through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bill:

1. House bill No. 43, entitled

A bill to authorize the election of a township drain commissioner in each organized town, and to authorize them to locate, establish, and construct ditches, drains, and water-courses in their respective towns, and to repeal all other drainage laws in relation thereto;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following entitled bills:

2. House bill No. 80, entitled

A bill for the improvement of the sanitary condition of the people of the State of Michigan, by the drainage of swamps, marshes, and other low lands;

3. House bill No. 117, entitled

A bill to amend sections 4, 11, 14, 20, 26, and 29, of act No. 43, of laws of 1869, being "An act to provide for the draining of swamps, marshes, and other low lands," approved March 22, 1869;

Have directed their chairman to report the same back to the House, and recommend that they be referred to a special committee of seven for consideration and revision.

W. R. BATES, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. S. W. Hill,

The House concurred in the amendments made to the first named bill, and the bill was placed on the order of third reading.

On motion of Mr. Walton,

The House concurred in the recommendation of the committee on the second and third named bills.

The Speaker announced as the special committee to consider House bills Nos. 80 and 117, Messrs. Copley, Brown, Cochran, Adam, Grosvenor, Adams, and Adsit.

On motion of Mr. Cameron,

The Clerk was directed to have House bill No. 43 reprinted.

The committee on engrossment and enrollment submitted the following report:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following entitled bills:

House bill No. 42, being

A bill to provide for the levying and collecting a school tax, in fractional school district No. 1, in the townships of Barry and Prairieville, in the county of Barry;

Also, House bill No. 91, being

A bill to amend an act entitled "An act to incorporate the village of Plainwell, in the county of Allegan," approved March 26th, 1869;

Also, House bill No. 93, being

A bill to provide for the laying out, establishing, and constructing a State road in the county of Montcalm, and appropriating certain non-resident highway taxes therefor;

Also, House bill No. 99, being

A bill to amend an act entitled "An act to revise the charter of the village of Wayland," being act No. 366, of the session laws of the year 1869, approved March 30, 1869;

Also, House bill No. 81, being

A bill to provide for the laying out and establishing the Almer and Fair Grove State road, and making an appropriation of non-resident highway tax for the construction of the same;

Also, House bill No. 88, being

A bill to provide for an insurance on the State library;

Also, House manuscript bill, entitled

A bill to extend the time for the collection of taxes in the township of Cheshire, Allegan county, until April 1st, 1871.

JOHN LANDON, *Chairman*.

Report accepted.

On motion of Mr. Barnaby.

The House adjourned.

Lansing, Monday, February 27, 1871.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Fassett.

Roll called: quorum present.

Absent without leave: Messrs. Bates, Crofoot, Dalton, R. J. Grant, and C. Y. Osburn.

Mr. Garrison asked leave of absence for Mr. C. Y. Osburn for the forenoon. Objected to.

On motion of Mr. Swineford,

Leave of absence was granted to Mr. C. Y. Osburn for the forenoon.

Mr. Grosvenor asked and obtained leave of absence for Mr. Bates for the forenoon.

Mr. Post asked and obtained leave of absence for Mr. Crofoot for the forenoon.

Mr. McGonegal asked and obtained leave of absence for Mr. Dalton for the forenoon.

Mr. J. Haynes asked and obtained leave of absence for Mr. R. J. Grant for the day.

PRESENTATION OF PETITIONS.

By Mr. Moshier: Petition of Wm. Ray, Geo. Judson, and 57 others, citizens of Genesee county, for the repeal of the act incorporating the Flint and Fentonville plank road company;

Referred to the committee on roads and bridges.

By Mr. McGonegal: Petition of F. Raymond, John B. Bloss, and 26 others, citizens of Detroit, for a board of public works in said city;

Also, petition of Franklin Moore and 27 others, citizens of Detroit, for the same purpose;

Referred to the committee on banks and incorporations.

By Mr. McGonegal: Petition of Allen B. Morse, of Ionia, in favor of the passage of the bill authorizing indeterminate sentences;

Also, petition of Ezra Rood and others, of Wayne county, for the same purpose ;

Referred to the committees on State Prison and Reform School, jointly.

By Mr. Adsit: Petition of A. Wagner, Edwin Thayer, and 49 others, citizens of Ottawa county, for the passage of a law requiring uniformity of text-books in our public schools ;

By Mr. Roof: Petition of Daniel Wheeler and 24 others, citizens of Ionia county, for the same purpose :

Referred to the committee on education.

By Mr. Ferris: Petition of Wm. Corner and 25 others, citizens of Allegan county, for the same purpose ;

By Mr. Adsit: Petition of George Eastman and 50 others, citizens of Ottawa county, for the passage of a law compelling children between certain ages to attend school ;

By Mr. Roof: Petition of M. F. Baker and 30 others, citizens of Ionia county, for the same purpose ;

Referred to the committee on education.

By Mr. Huston: Petition of C. Vangiesen and 11 others, citizens of Tuscola county, asking an appropriation of non-resident highway taxes for a certain road ;

Referred to the committee on roads and bridges.

By Mr. Huston: Petition of Wm. A. Hewitt and 7 others, of Tuscola county, asking for a State road from Sebawaing to Mayville, and asking an appropriation of non-resident highway taxes therefor ;

Referred to the committee on roads and bridges.

By Mr. Roof: Petition of B. H. Beach and 22 others, citizens of Ionia county, praying that certain territory in the township of Ionia, Ionia county, be detached therefrom and attached to the township of Lyons, in said county ;

Referred to the committee on towns and counties.

By Mr. Ferris: Petition of J. H. Wetmore and 27 others, citizens of Allegan county, asking that the boards of supervisors of the several counties be authorized to direct, at the

expense of their respective counties, the purchase of the reports and rulings of the supreme and circuit courts of this State, compiled by Chas. R. Brown, for the use of the county and township officers;

Referred to the committee on towns and counties.

REPORTS OF STANDING COMMITTEES.

By the committee on State affairs:

Your committee on State affairs, to whom was referred the several bills and very numerous petitions relative to homeopathy in the University, setting forth the fact that their theory of medicine is entirely ignored by said Regents of the University; that after an earnest appeal to said Regents for the establishment of one chair of homeopathy in the medical department of said University, and a persistent refusal on the part of the Regents to acknowledge such rights or claims, they appealed to the people, the source of all power in this government, and through their representatives, the Legislature, procured a proviso to the appropriations to that institution, which was intended to compel a modification of the policy discriminating in favor of allopathy; but that after all such efforts, such definite action of the Legislature, the Regents still refuse to recognize any rights or claims of that numerous and respected branch of the medical fraternity.

Your committee hold that the University is an institution of the people, established for the education of the people; that the Regents are the servants and not the masters of the people, and ought to so manage that institution as to dispense its blessings without prejudice or partiality to sect or party, that all the sons and daughters of Michigan shall have the benefit and prestige alike of the institution, and have directed me to report back to the House the following bill, being

A bill to provide for the appointment of two Professors of Homeopathy in the department of medicine of the University of Michigan,

Without amendment, and recommend that it do pass, and

ask to be discharged from the further consideration of the subject.

A. CAMERON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education :

The committee on education, to whom was referred

A bill to incorporate union school district No. 1, of the township of Caledonia, in the county of Shiawassee,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

C. B. GRANT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Walton,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education :

The committee on education, to whom was referred

A bill to amend an act entitled "An act to amend an act to provide for the government of the State University, and to repeal chapter 57 of the revised statutes of 1846," approved February 12, 1855,

Respectfully report that they have directed me to report the same back to the House, and recommend that it be referred to the committee on State affairs, and ask to be discharged from the further consideration of the subject.

C. B. GRANT, *Chairman.*

Report accepted and committee discharged.

The House concurred in the recommendation of the committee, and the bill was referred to the committee on State affairs.

By the committee on local taxation:

The committee on local taxation, to whom was referred

A bill to legalize the tax-roll of the township of Dwight, county of Huron, State of Michigan, for the year 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Landon,

The bill was laid on the table.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following entitled bill:

House bill No. 60, being

A bill to incorporate the village of Linden.

JOHN LANDON, *Chairman.*

Report accepted.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to lay out and construct a State road in Clare and Gladwin counties, and making an appropriation of non-resident highway taxes therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

